MODESTO CITY COUNCIL
RESOLUTION NO. 87-1

A RESOLUTION CREATING THE INFRASTRUCTURE STUDY COMMITTEE.

WHEREAS, the Public Projects Committee of the Modesto City Council has recommended that the Council create a committee to be known as the Infrastructure Study Committee, to serve at the pleasure of the Mayor and Members of the City Council, and

WHEREAS, the Council recognizes that there is a need in the City of Modesto to study the need for and manner in which to take such actions as may be necessary to address the infrastructure of the City,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that there is hereby created a committee to be known as the Infrastructure Study Committee. This Committee shall serve at the pleasure of the Mayor and Members of the City Council, and shall be governed by the following conditions:

1. COMPOSITION

| Business Groups | Citizen Groups | Others |
|---|---|---|
| 1. Board of Realtors | 4. Ecology Action | 7. Planning Commissioner |
| 2. Building Industry Association | 5. GOAL | 8. Councilmember from Public Projects Committee |
| 3. Chamber of Commerce | 6. League of Women Voters | 9. Citizen-at-Large |

A tenth, non-voting member will be a representative of the schools. Within the ten seats noted above, efforts will be made to include:

1. A property owner in a potential new neighborhood.

2. A minority representative.

## 2. CHARGE

### The Charge

To consider a comparison of the costs of new urban development with the revenues from new urban development.

To consider the impacts of new urban development on infrastructure.

To determine the infrastructure needs that are met as well as the unmet infrastructure needs.

To determine the alternate funding mechanisms to finance the unmet infrastructure needs.

To recommend a specific funding mechanism to finance each specific unmet infrastructure need.

To recommend the specific assumptions, standards, and other criteria of any proposed new fees or assessment packages.

### The Process

All meetings shall be noticed public meetings. However, the Committee determines when, during each meeting, it is willing to offer the public an opportunity to make input.

Prior to final determination of recommendations, the Committee shall hold at least one public hearing and encourage public input.

The recommendations shall be in writing to the Mayor and City Council via the Public Projects Committee.

The Committee shall diligently pursue completion of this charge in a timely fashion, but in any event, no later than May 31, 1987.

## 3. BUDGET

### Budget

1. Catered meals: $1,155
2. Travel and assorted costs: $845
3. Total: $2,000

4. RECRUITMENT

Timing

Recruitment will begin immediately with a two-week response deadline.

Recruitment Process

Each business group and each citizen group represented on the Committee and the Planning Commission will be asked to submit its choice of a representative to serve on the Committee and one alternate to the City Council.

The Citizen-at-Large will be recruited through the media.

5. SELECTION

The Appointments Committee of the City Council will attempt to honor each group's request by appointment of its representative rather than the alternate.

The alternate may be selected if there is found to be a predominance of vocations, two representatives are employed by the same employer, or other complications.

The alternate may also be selected later if the representative has scheduling or other difficulties that lead to dropping membership on the Committee.

The Appointments Committee will make recommendations to the City Council for confirmation on who will serve on each of the ten seats on the Committee.

The Councilmember to serve on the Committee will Chair the first two meetings. Then the Committee will elect its Chairperson and Vice Chairperson to serve for the remaining Committee meetings.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of January, 1987, by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, Acting City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-2

A RESOLUTION VACATING AND ABANDONING THE 20-FOOT PUBLIC ALLEY IN BLOCK 65 OF THE CITY OF MODESTO.

WHEREAS, the Council of the City of Modesto adopted Resolution No. 86-1331 on December 9, 1986, declaring its intention to vacate and abandon the 20-foot public alley in Block 65 of the City of Modesto bounded by M and L and 10th and 11th Streets of the City of Modesto, and

WHEREAS, said 20-foot public alley in Block 65 of the City of Modesto bounded by M and L and 10th and 11th Streets of the City of Modesto to be vacated and abandoned is more particularly shown on that certain map entitled, "Vacate and Abandon the 20-Foot Alley in Block 65 LD86-A" dated November 26, 1986, which is on file in the office of the City Clerk, and

WHEREAS, said Resolution No. 86-1331 was published in The Modesto Bee, the official newspaper of the City of Modesto, once each week for two (2) successive weeks prior to the hereinafter referred to hearing, and

WHEREAS, the Director of Planning and Community Development of the City of Modesto has caused notices of said proposed vacation and abandonment to be posted conspicuously along the lines of the properties proposed to be vacated and abandoned at least fourteen (14) days before the date of the hereinafter referred to hearing in the manner specified by law, and

WHEREAS, a hearing was held on Tuesday, January 6, 1987, at the hour of 4:00 o'clock p.m. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, at which time all persons interested in or objecting to the proposed vacation were afforded the opportunity to appear and be heard, and

WHEREAS, the Planning Commission has considered the proposed vacation and abandonment and by Planning Commission Resolution No. 86-24 found and determined that:

1. Modesto Irrigation District is the owner of all property in Block 65 and abandonment of the alley is in the public interest to allow consolidation of the properties for development purposes.

2. Various utility lines are located in the alley and appropriate arrangements for relocation or abandonment of the lines must be made prior to final abandonment action by the City Council.

3. The alley is not necessary to serve present or future traffic needs in the area.

and

WHEREAS, the Planning Commission has by Planning Commission Resolution No. 86-24 recommended the proposed vacation and abandonment, subject to certain conditions, and

WHEREAS, the Council has considered the Planning Commission's report and recommendation, and

WHEREAS, the staff has made a presentation regarding the proposed vacation and abandonment, which the Council has considered, and

WHEREAS, all things and acts necessary to be done as required by Division 9, Part 3, of the Streets and Highways Code of the State of California in order to vacate and abandon said property have been done and accomplished, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the vacation and abandonment of the 20-foot public

alley in Block 65 of the City of Modesto bounded by M and L and 10th and 11th Streets of the City of Modesto,

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

1. It hereby finds and declares that other streets and alleys are adequate to handle the area's traffic needs, now and in the future, and the 20-foot public alley in Block 65 of the City of Modesto bounded by M and L and 10th and 11th Streets of the City of Modesto is unnecessary for present or prospective traffic purposes.

2. It hereby finds and declares that the vacation and abandonment of the 20-foot public alley in Block 65 of the City of Modesto bounded by M and L and 10th and 11th Streets of the City of Modesto is desirable and in the public interest to allow consolidation of the properties for development purposes and said vacation and abandonment is in conformity with the adopted General Plan of the City of Modesto.

3. It hereby finds and declares that letters have been received from affected utility companies stating that their respective facilities have been relocated from the alley right-of-way to be abandoned except for certain telephone communication facilities owned by Pacific Bell and Pacific Bell has requested retention of a portion of the right-of-way as a public utility easement and said easement is retained.

4. It hereby orders and declares the vacation and abandonment of the 20-foot public alley in Block 65 of the City of Modesto bounded by M and L and 10th and 11th Streets of the City of Modesto, as shown on the map entitled, "Vacate and Abandon the 20-Foot Alley in Block 65 LD86-A", on file in the office of the City Clerk, and more particularly described on Exhibit "A" which is attached hereto and made a part hereof as though set forth in full herein.

5. The Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to the vacation and abandonment of the 20-foot public alley in Block 65 of the City of Modesto bounded by M and L and 10th and 11th Streets of the City of Modesto.

6. The City Clerk shall cause a certified copy of this resolution, attested under the seal of the City, to be recorded in the Office of the County 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 January, 1987, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YANAMOTO, Acting City Attorney

APPROVED AS TO DESCRIPTION:

By
ENGINEERING SERVICES DEPARTMENT

JANUARY 23, 1986

REVISED NOVEMBER 26, 1986

LD 86-A
Parcel 65-1

VACATE AND ABANDON THE 20-FOOT ALLEY IN BLOCK 65

All that real property in the State of California, County of Stanislaus, City of Modesto, being a portion of the South half of Section 29, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

That portion of the alley in Block 65 as delineated on the Official Map of the City of Modesto, as per map filed December 21, 1942, in Volume 15 of Maps, Stanislaus County Records, described as follows:

Beginning at the most Westerly corner of Lot 1 in Block 65, said point being on the Northeastern line of the 20.00 foot alley in said Block 65; thence along said Northeastern line of said alley, South 43° 29' 30" East, 400.00 feet, to the most Southerly corner of Lot 16 in Block 65, said point being on the Northwestern line of 80.00 foot "L" Street; thence along said Northwestern line of "L" Street, South 46° 30' 30" West, 20.00 feet, to the most Easterly corner of Lot 17 in Block 65, said point being on the Southwestern line of the 20.00 foot alley in Block 65; thence along said Southwestern line of said alley, North 43° 29' 30" West, 400.00 feet, to the most Northerly corner of Lot 32 in Block 65, said point being on the Southeastern line of 80.00 foot "M" Street; thence along said Southeastern line of "M" Street, North 46° 30' 30" East, 20.00 feet, to the point of beginning.

Retaining therefrom an easement for public utilities over the Southeasterly 30.00 feet of the above described alley right of way.

Exhibit A

MODESTO CITY COUNCIL
RESOLUTION NO. 87-3

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING AUDIO VISUAL EQUIPMENT AND ACCESSORIES

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

SECTION 1. The plans and specifications for furnishing audio visual equipment and accessories

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on February 3, 1987, at 3:05 p.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of January, 19 87, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: McGrath, Patterson

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-4

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING ANNUAL TIRE RECAPPING REQUIREMENTS

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

SECTION 1. The plans and specifications for furnishing annual tire recapping requirements

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on January 20, 1987, at 3:15 p.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of January, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-5

A RESOLUTION ACCEPTING THE BID OF COLLINS ELECTRICAL COMPANY, INC. FOR CONTRACT TO MODIFY TRAFFIC SIGNALS AT BRIGGSMORE AND COFFEE

WHEREAS, Resolution No. 86-1284 adopted by the Council of the City of Modesto on November 18, 1986, approved the plans and specifications for the modification of traffic signals at Briggsmore and Coffee and authorized the calling for bids; and

WHEREAS, the bids received for the modification of traffic signals at Briggsmore and Coffee were opened at 11:00 a.m. on December 23, 1986, and later tabulated by the Director of Traffic Parking and/ for the consideration of the Council; and

WHEREAS, the Director of Traffic Parking and/ has recommended that the bid of Collins Electrical Company, Inc. in the amount of $27,800 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Collins Electrical Company, Inc. in the amount of $27,800 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of January, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-6

A RESOLUTION ACCEPTING THE CONTRACT FOR WELL NO. 50 WATERLINE EXTENSION AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering, that the contract for Well No. 50 waterline extension

has been completed by Joe Martin Pipeline, Inc.

in accordance with the contract agreement dated October 28, 1986.

NOW, THEREFORE, BE IT RESOLVED that the contract for Well No. 50 waterline extension

be accepted from said contractor, Joe Martin Pipeline, Inc.;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $11,210 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of January, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-7

**A RESOLUTION SETTING TIME AND PLACE FOR HEARING** ON APPEAL OF HOLLANDIA ESTATES/DUTCH MEADOWS AD HOC HOMEOWNERS ASSOCIATION TO A PLANNING COMMISSION DECISION REGARDING DUTCH FAIRE SUBDIVISION

BE IT HEREBY RESOLVED by the Council of the City of Modesto that January 27, 1987, at 7:30 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of an appeal of Hollandia Estates/Dutch Meadows Ad Hoc Homeowners Association to a Planning Commission decision regarding Dutch Faire Subdivision.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of January, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: McGrath

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-8

A RESOLUTION AUTHORIZING THE CITY MANAGER TO SIGN AN EASEMENT DEED FOR TELEPHONE FACILITIES THROUGH THE WESSON RANCH PARK SITE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Pacific Bell to abandon their present easement for telephone facilities through Wesson Ranch Park and grant them a new easement rerouting their cables be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of January, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-9

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND WESTAIR COMMUTER AIRLINES, INC. FOR THEIR OPERATION AT THE MODESTO AIRPORT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and WestAir Commuter Airlines, Inc for their operation at the Modesto Airport

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of January, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-10

A RESOLUTION SETTING TIME AND PLACE FOR HEARING TO CONSIDER CHANGING THE NAME OF "SUTTER AVENUE" AND "FRANKLIN STREET" TO "MARTIN LUTHER KING DRIVE"

BE IT HEREBY RESOLVED by the Council of the City of Modesto that February 10, 1987, at 7:30 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of changing the name of "Sutter Avenue" and "Franklin Street" to "Martin Luther King Drive".

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of January, 19 87, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-11

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF IMPROVEMENTS ALONG CERTAIN STREETS IN THE CITY OF MODESTO (TERESA , E. COOLIDGE AND EL CAMINO STREETS)

WHEREAS, Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council, did, on December 9, 19 86, adopt its Resolution No. 86-1345, ordering the installation of certain improvements along certain streets in the City of Modesto, as provided therein,and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, the Council did by said resolution, set the 13th day of January, 19 87, at 7:30 o'clock p.m., in the Council Chambers, as the time and place for a hearing for the purpose of passing upon objections or protests, if any, which may be raised by the property owners or other interested persons relating to the proposed work; and

WHEREAS, the Superintendent of Streets has caused notices to be given as directed by said Resolution No. 86-1345; and

WHEREAS, at the time set for hearing the protests and objections, if any, to the proposed work, the said Council proceeded to hear the same.

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

SECTION 1. All protests and objections of any kind or nature whatsoever to the proposed work as set forth in the notices which are attached hereto, and incorporated by reference herein, are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project as to the properties described in the attached notices in accordance with the provisions of Resolution No. 86-1345 and Chapter 27, Part 3, of Division 7 of the Streets and Highways Code of the State of California.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of January, 19 87, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

a. Sidewalk at 1428 Teresa Street, Lot 30 of Block 6078 (Howard L. Bogar)

b. Sidewalk at 1404 Teresa Street, Lot 24 of Block 6078 (Benjamin A. Brown)

d. Sidewalk at 1400 Teresa Street, Lot 23 of Block 6078 (John A. Frates)

e. Curb at 157 East Coolidge Avenue, a portion of Block 200 (Deborah Lensor)

f. Curb at 161 East Coolidge Avenue, a portion of Block 200 (Deborah Lensor)

g. Curb at 626 El Camino Avenue, a portion of Block 1039 (Warren Stone)

h. Sidewalk at 1336 Teresa Street, Lot 19 of Block 6078 (Jerry D. Surber)

i. Sidewalk at 1420 Teresa Street, Lot 28 of Block 6078 (Wendell L. Thompson)

j. Curb at 207 E. Coolidge Avenue, a portion of Block 200 (Conrad S. Word)

# N O T I C E

NOTICE IS HEREBY GIVEN:

NAME: Howard L. Bogar

ADDRESS: 1428 Teresa Street, Modesto, CA 95350

OWNER OF RECORD OF PROPERTY DESCRIBED AS FOLLOWS:

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 30 of Block 6078 of Wilen Tract No. 2 as per map filed February 27, 1946 in Volume 14 of Maps, Page 43, Stanislaus County Records.

Stanislaus County Assessor's Parcel No. 117-07-53

The Superintendent of Streets of the City of Modesto has been instructed by the City Council of the City of Modesto to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

50.00 lineal feet of 4' wide sidewalk along the street frontage abutting Teresa Street on the North side of Block 6078 in the City of Modesto, all of said construction to be in accordance with City of Modesto Standard Specifications

The City Council will hear and pass upon objections or protests, if any, which may be raised by any property owner or other interested persons at 7:30 p.m. on the 13th day of January, 1987 , in the City Council Chamber, located in the City Hall at 801 Eleventh Street, Modesto, California.

If construction is not commenced within sixty (60) days, or if construction is not diligently and without interruption prosecuted to completion, the Superintendent of Streets shall cause the construction to be done and the cost of the same shall be a lien on the property.

Dated the 26th day of December, 1985

ALFRED KAUFMAN
Superintendent of Streets
City of Modesto

122386

DEV6/402dj

# N O T I C E

NOTICE IS HEREBY GIVEN:

NAME: Benjamin A. Brown

ADDRESS: 315 Harrow Court, Modesto, California 95350

OWNER OF RECORD OF PROPERTY DESCRIBED AS FOLLOWS:

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 24 of Block 6078 of Wilen Tract No. 2 as per map filed February 27, 1946 in Volume 14 of Maps, Page 46, Stanislaus County Records.

Stanislaus County Assessor's Parcel No. 117-07-59

The Superintendent of Streets of the City of Modesto has been instructed by the City Council of the City of Modesto to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

50.00 lineal feet of 4' wide sidewalk along the street frontage abutting Teresa Street on the North side of Block 6078 in the City of Modesto, all of said construction to be in accordance with City of Modesto Standard Specifications

The City Council will hear and pass upon objections or protests, if any, which may be raised by any property owner or other interested persons at 7:30 p.m. on the 13th day of January, 1987 , in the City Council Chamber, located in the City Hall at 801 Eleventh Street, Modesto, California.

If construction is not commenced within sixty (60) days, or if construction is not diligently and without interruption prosecuted to completion, the Superintendent of Streets shall cause the construction to be done and the cost of the same shall be a lien on the property.

Dated the 26th day of December, 1985

ALFRED KAUFMAN
Superintendent of Streets
City of Modesto

122386

DEV6/402dj

# N O T I C E

NOTICE IS HEREBY GIVEN:

NAME: Deborah Lensor

ADDRESS: 3416 Kings Point Drive, Modesto, CA 95355

OWNER OF RECORD OF PROPERTY DESCRIBED AS FOLLOWS:

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

The South 330.00 feet of the West 150.00 feet of Lot 4 of the Coolidge Colony as per map filed November 15, 1910 in Volume 5 of Maps, Page 17, Stanislaus County Records. Excepting the South 30.00 feet and the West 78.00 feet of the South 147.00 feet

Stanislaus County Assessor's Parcel No. 31-01-24

The Superintendent of Streets of the City of Modesto has been instructed by the City Council of the City of Modesto to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

72.00 lineal feet of 6" vertical curb along the street frontage abutting East Coolidge Avenue on the South side of Block 200 in the City of Modesto, all of said construction to be in accordance with City of Modesto Standard Specifications

The City Council will hear and pass upon objections or protests, if any, which may be raised by any property owner or other interested persons at 7:30 p.m. on the 13th day of January, 1987 , in the City Council Chamber, located in the City Hall at 801 Eleventh Street, Modesto, California.

If construction is not commenced within sixty (60) days, or if construction is not diligently and without interruption prosecuted to completion, the Superintendent of Streets shall cause the construction to be done and the cost of the same shall be a lien on the property.

Dated the 26th day of December, 1985

ALFRED KAUFMAN
Superintendent of Streets
City of Modesto

122386

DEV6/402dj

# N O T I C E

NOTICE IS HEREBY GIVEN:

NAME: Deborah Lensor

ADDRESS: 3416 Kings Point Drive, Modesto, CA 95355

OWNER OF RECORD OF PROPERTY DESCRIBED AS FOLLOWS:

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

The South 147.00 feet of the West 78.00 feet of Lot 4 of the Coolidge Colony as per map filed November 15, 1910 in Volume 5 of Maps, Page 17, Stanislaus County Records. Excepting the West 10.00 feet and the South 25.00 feet thereof

Stanislaus County Assessor's Parcel No. 31-01-25

The Superintendent of Streets of the City of Modesto has been instructed by the City Council of the City of Modesto to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

68.00 lineal feet of 6" vertical curb along the street frontage abutting East Coolidge Avenue on the South side of Block 200 in the City of Modesto, all of said construction to be in accordance with City of Modesto Standard Specifications

The City Council will hear and pass upon objections or protests, if any, which may be raised by any property owner or other interested persons at 7:30 p.m. on the 13th day of January, 1987 , in the City Council Chamber, located in the City Hall at 801 Eleventh Street, Modesto, California.

If construction is not commenced within sixty (60) days, or if construction is not diligently and without interruption prosecuted to completion, the Superintendent of Streets shall cause the construction to be done and the cost of the same shall be a lien on the property.

Dated the 26th day of December, 1985

ALFRED KAUFMAN
Superintendent of Streets
City of Modesto

122386

DEV6/402dj

# N O T I C E

NOTICE IS HEREBY GIVEN:

NAME: Jerry D. Surber

ADDRESS: 2016 Monte Verde Ct., Modesto, California 95350

OWNER OF RECORD OF PROPERTY DESCRIBED AS FOLLOWS:

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 19 of Block 6078 of Wilen Tract No. 2 as per map filed February 27, 1496 in Volume 14 of Maps, Page 43, Stanislaus County Records.

Stanislaus County Assessor's Parcel No. 117-07-64

The Superintendent of Streets of the City of Modesto has been instructed by the City Council of the City of Modesto to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

50.00 lineal feet of 4' wide sidewalk along the street frontage abutting Teresa Street on the North side of Block 6078 in the City of Modesto, all of said construction to be in accordance with City of Modesto Standard Specifications

The City Council will hear and pass upon objections or protests, if any, which may be raised by any property owner or other interested persons at 7:30 p.m. on the 13th day of January, 1987 , in the City Council Chamber, located in the City Hall at 801 Eleventh Street, Modesto, California.

If construction is not commenced within sixty (60) days, or if construction is not diligently and without interruption prosecuted to completion, the Superintendent of Streets shall cause the construction to be done and the cost of the same shall be a lien on the property.

Dated the 26th day of December, 1985

ALFRED KAUFMAN
Superintendent of Streets
City of Modesto

122386

DEV6/402dj

# N O T I C E

NOTICE IS HEREBY GIVEN:

NAME: John A. Frates

ADDRESS: 1400 Teresa Street, Modesto, California 95350

OWNER OF RECORD OF PROPERTY DESCRIBED AS FOLLOWS:

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 24 of Block 6078 of Wilen Tract No. 2 as per map filed February 27, 1496 in Volume 14 of Maps, Page 43, Stanislaus County Records.

Stanislaus County Assessor's Parcel No. 117-07-60

The Superintendent of Streets of the City of Modesto has been instructed by the City Council of the City of Modesto to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

50.00 lineal feet of 4' wide sidewalk along the street frontage abutting Teresa Street on the North side of Block 6078 in the City of Modesto, all of said construction to be in accordance with City of Modesto Standard Specifications

The City Council will hear and pass upon objections or protests, if any, which may be raised by any property owner or other interested persons at 7:30 p.m. on the 13th day of January, 1987 , in the City Council Chamber, located in the City Hall at 801 Eleventh Street, Modesto, California.

If construction is not commenced within sixty (60) days, or if construction is not diligently and without interruption prosecuted to completion, the Superintendent of Streets shall cause the construction to be done and the cost of the same shall be a lien on the property.

Dated the 26th day of December, 1985

ALFRED KAUFMAN
Superintendent of Streets
City of Modesto

122386

DEV6/402dj

# N O T I C E

NOTICE IS HEREBY GIVEN:

NAME: Wendell L. Thompson

ADDRESS: 1440 Casa Blanca, Modesto, California 95350

OWNER OF RECORD OF PROPERTY DESCRIBED AS FOLLOWS:

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 28 of Block 6078 of Wilen Tract No. 2 as per map filed February 27, 1496 in Volume 14 of Maps, Page 43, Stanislaus County Records.

Stanislaus County Assessor's Parcel No. 117-07-55

The Superintendent of Streets of the City of Modesto has been instructed by the City Council of the City of Modesto to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

50.00 lineal feet of 4' wide sidewalk along the street frontage abutting Teresa Street on the North side of Block 6078 in the City of Modesto, all of said construction to be in accordance with City of Modesto Standard Specifications

The City Council will hear and pass upon objections or protests, if any, which may be raised by any property owner or other interested persons at 7:30 p.m. on the 13th day of January, 1987 , in the City Council Chamber, located in the City Hall at 801 Eleventh Street, Modesto, California.

If construction is not commenced within sixty (60) days, or if construction is not diligently and without interruption prosecuted to completion, the Superintendent of Streets shall cause the construction to be done and the cost of the same shall be a lien on the property.

Dated the 26th day of December, 1985

ALFRED KAUFMAN
Superintendent of Streets
City of Modesto

122386

DEV6/402dj

# N O T I C E

NOTICE IS HEREBY GIVEN:

NAME: Warren Stone

ADDRESS: 626 El Camino, Modesto, CA 95350

OWNER OF RECORD OF PROPERTY DESCRIBED AS FOLLOWS:

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 6 and the North 22.5 feet of Lot 5 of Block 1039 of El Camino Court as per map filed February 6, 1950 in Volume 16 of Maps, Page 67, Stanislaus County Records.

Stanislaus County Assessor's Parcel No. 112-39-15

The Superintendent of Streets of the City of Modesto has been instructed by the City Council of the City of Modesto to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

72.5 lineal feet of 6" vertical curb along the street frontage abutting El Camino Avenue on the West side of Block 1039 in the City of Modesto, all of said construction to be in accordance with City of Modesto Standard Specifications

The City Council will hear and pass upon objections or protests, if any, which may be raised by any property owner or other interested persons at 7:30 p.m. on the 13th day of January, 1987 , in the City Council Chamber, located in the City Hall at 801 Eleventh Street, Modesto, California.

If construction is not commenced within sixty (60) days, or if construction is not diligently and without interruption prosecuted to completion, the Superintendent of Streets shall cause the construction to be done and the cost of the same shall be a lien on the property.

Dated the 26th day of December, 1985

ALFRED KAUFMAN
Superintendent of Streets
City of Modesto

122386

DEV6/402dj

# N O T I C E

NOTICE IS HEREBY GIVEN:

NAME: Conrad S. Word

ADDRESS: P. O. Box 3530, Modesto, California 95352

OWNER OF RECORD OF PROPERTY DESCRIBED AS FOLLOWS:

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

The South 147.00 feet of the East95.00 feet of Lot 4 of Coolidge Colony as per map filed November 15, 1910 in Volume 5 of Maps, Page 17, Stanislaus County Records excepting the East 15.00 feet and the South 25.00 feet thereof.

Stanislaus County Assessor's Parcel No. 31-01-22

The Superintendent of Streets of the City of Modesto has been instructed by the City Council of the City of Modesto to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

80.00 lineal feet of 6" vertical curb along the street frontage abutting East Coolidge Avenue on the South side of Block 200 in the City of Modesto, all of said construction to be in accordance with City of Modesto Standard Specifications

The City Council will hear and pass upon objections or protests, if any, which may be raised by any property owner or other interested persons at 7:30 p.m. on the 13th day of January, 1987 , in the City Council Chamber, located in the City Hall at 801 Eleventh Street, Modesto, California.

If construction is not commenced within sixty (60) days, or if construction is not diligently and without interruption prosecuted to completion, the Superintendent of Streets shall cause the construction to be done and the cost of the same shall be a lien on the property.

Dated the 26th day of December, 1985

ALFRED KAUFMAN
Superintendent of Streets
City of Modesto

122386

DEV6/402dj

MODESTO CITY COUNCIL
RESOLUTION NO. 87-12

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF IMPROVEMENTS ALONG CERTAIN STREETS IN THE CITY OF MODESTO (COMMUNITY PACIFIC BROADCASTING - 2437 E. ORANGEBURG AVENUE)

WHEREAS, Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council, did, on December 9, 19 86, adopt its Resolution No. 86-1345, ordering the installation of certain improvements along certain streets in the City of Modesto, as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, the Council did by said resolution, set the 13th day of January, 19 87, at 7:30 o'clock p.m., in the Council Chambers, as the time and place for a hearing for the purpose of passing upon objections or protests, if any, which may be raised by the property owners or other interested persons relating to the proposed work; and

WHEREAS, the Superintendent of Streets has caused notices to be given as directed by said Resolution No. 86-1345; and

WHEREAS, at the time set for hearing the protests and objections, if any, to the proposed work, the said Council proceeded to hear the same.

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

SECTION 1. All protests and objections of any kind or nature whatsoever to the proposed work as set forth in the notices which are attached hereto, and incorporated by reference herein, are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project as to the properties described in the attached notices in accordance with the provisions of Resolution No. 86-1345 and Chapter 27, Part 3, of Division 7 of the Streets and Highways Code of the State of California.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of January, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | Patterson |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

# N O T I C E

NOTICE IS HEREBY GIVEN:

NAME: Community Pacific Broadcasting

ADDRESS: P. O. Box 1360, Modesto, CA 95353

OWNER OF RECORD OF PROPERTY DESCRIBED AS FOLLOWS:

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

The East 490.00 feet of the North 474.00 feet of the South 504.00 feet of the West 1/2 of Lot 5 of C. McHenry Ranch as per map filed February 14, 1905 in Volume 2 of Maps, Page 7, Stanislaus County Records; and commencing at a point that is 504 feet North and 490 feet West of the Southeast corner of the West half of said Lot 5, said point being the true point of beginning; thence East along the North line 23.00 feet to a point on a nontangent curve concave to the South having a radius of 185.00 feet to the center located 200.5 feet East and 53.00 feet South of the true point of beginning; thence along said curve in a Northerly and Easterly direction to a point on the North line; thence West along said North line 355.00 feet, more or less, to the point of beginning.

Stanislaus County Assessor's Parcel No. 67-33-09

The Superintendent of Streets of the City of Modesto has been instructed by the City Council of the City of Modesto to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

490.00 lineal feet of 6" vertical curb and 5' wide sidewalk along the street frontage abutting East Orangeburg Avenue on the South side of Block 1437 in the City of Modesto, all of said construction to be in accordance with City of Modesto Standard Specifications

The City Council will hear and pass upon objections or protests, if any, which may be raised by any property owner or other interested persons at 7:30 p.m. on the 13th day of January, 1987 , in the City Council Chamber, located in the City Hall at 801 Eleventh Street, Modesto, California.

If construction is not commenced within sixty (60) days, or if construction is not diligently and without interruption prosecuted to completion, the Superintendent of Streets shall cause the construction to be done and the cost of the same shall be a lien on the property.

Dated the 26th day of December, 1985

ALFRED KAUFMAN
Superintendent of Streets
City of Modesto

122386

DEV6/402dj

MODESTO CITY COUNCIL
RESOLUTION NO. 87-13

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF CURB AND SIDEWALK ALONG CERTAIN STREETS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (E.CURTIS AND LOIS A. CAMP, 306 CONEJO AVE. $1,716.00)

WHEREAS, Chapter 27 of Part 3 of Division 7 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did, on January 28, 19 86, adopt its Resolution No. 86-158, ordering the installation of certain improvements along certain streets in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of curb and sidewalks on property abutting the property hereafter described; and

WHEREAS, January 13, 19 87, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $1,716.00.

SECTION 2. That the cost of the aforesaid work, being the amount of $1,716.00, shall constitute a special assessment against the parcel(s) of property fronting upon the work so constructed, and that a notice of lien for the amount thereof shall be recorded.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

The South 85.00 ft. of the North 110.00 ft. of the East 131.52 ft. of the West 160.00 ft. of the Southwest corner of the Northwest 1/4 of the Southeast 1/4 Section 27, Township 3 South, Range 9 East, Mount Diablo Base and Meridian.

(Stan. Cty. Assessor's Parcel No. 116-07-35)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven(7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Section 5893 of the California Streets and Highways Code, it is hereby ordered that the notice of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of January, 1987, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(Regular)

MODESTO CITY COUNCIL
RESOLUTION NO. 87-14

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF SIDEWALK ALONG CERTAIN STREETS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (MICHAEL AND LISA DELFLEY, JR., 1705 MILLER AVENUE, $509.00)

WHEREAS, Chapter 27 of Part 3 of Division 7 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did, on January 14, 19 86, adopt its Resolution No. 86-8, ordering the installation of certain improvements along certain streets in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of sidewalks on property abutting the property hereafter described; and

WHEREAS, January 13, 19 87, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $509.00.

SECTION 2. That the cost of the aforesaid work, being the amount of $509.00, shall constitute a special assessment against the parcel(s) of property fronting upon the work so constructed, and that a notice of lien for the amount thereof shall be recorded.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 7 of Bl. 2132-A of Covena Park Tract No. 2 as per map filed Apr. 16, 1946, in Vol. 14 of Maps, Pg. 49, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 116-04-51)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven(7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Section 5893 of the California Streets and Highways Code, it is hereby ordered that the notice of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of January, 1987, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle

NORRINE COYLE, City Clerk

(Regular)

MODESTO CITY COUNCIL
RESOLUTION NO. 87-15

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF CURB AND SIDEWALK ALONG CERTAIN STREETS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (CARNEY AND DEBORAH LANSFORD, 1613 TIMOTHY AVENUE, $944.00)

WHEREAS, Chapter 27 of Part 3 of Division 7 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did, on waived by property owner, ~~19~~, adopt its ~~Resolution No.~~, ordering the installation of certain improvements along certain streets in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of curb and sidewalk on property abutting the property hereafter described; and

WHEREAS, January 13, 19 87, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $944.00.

SECTION 2. That the cost of the aforesaid work, being the amount of $944.00, shall constitute a special assessment against the parcel(s) of property fronting upon the work so constructed, and that a notice of lien for the amount thereof shall be recorded.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 4 of Block 6133 of Hudelson Tract as per map filed Dec. 9, 1946, in Vol. 16 of Maps, Pg. 9, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 119-04-15)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven(7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Section 5893 of the California Streets and Highways Code, it is hereby ordered that the notice of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of January, 1987, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle

NORRINE COYLE, City Clerk

(Regular)

MODESTO CITY COUNCIL
RESOLUTION NO. 87-16

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF CURB AND SIDEWALK ALONG CERTAIN STREETS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (CARNEY AND DEBORAH LANSFORD, 1621 TIMOTHY AVENUE, $944.00)

WHEREAS, Chapter 27 of Part 3 of Division 7 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did, on June 26, 19 86, adopt its ~~Resolution No.~~ waived by property owner, ordering the installation of certain improvements along certain streets in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of curb and sidewalk on property abutting the property hereafter described; and

WHEREAS, January 13, 19 87, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $944.00.

SECTION 2. That the cost of the aforesaid work, being the amount of $144.00, shall constitute a special assessment against the parcel(s) of property fronting upon the work so constructed, and that a notice of lien for the amount thereof shall be recorded.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 2 of Bl. 6133 of Hudelson Tract as per map filed Dec. 9, 1946, in Vol. 16 of Maps, Pg. 9, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 119-04-13)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Section 5893 of the California Streets and Highways Code, it is hereby ordered that the notice of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of January, 1987, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle

NORRINE COYLE, City Clerk

(Regular)

MODESTO CITY COUNCIL
RESOLUTION NO. 87-17

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF CURB AND SIDEWALK ALONG CERTAIN STREETS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (CARNEY AND DEBORAH LANSFORD, 1627 TIMOTHY AVENUE, $2,864.00)

WHEREAS, Chapter 27 of Part 3 of Division 7 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did, on waived by property owner, 19, adopt its Resolution No. , ordering the installation of certain improvements along certain streets in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of curb and sidewalk on property abutting the property hereafter described; and

WHEREAS, January 13, 19 87, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $2,864.00.

SECTION 2. That the cost of the aforesaid work, being the amount of $2,864.00, shall constitute a special assessment against the parcel(s) of property fronting upon the work so constructed, and that a notice of lien for the amount thereof shall be recorded.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 1 of Bl. 6133 of Hudelson Tract as per map filed Dec. 9, 1946 in Vol. 16 of Maps, Pg. 9, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 119-004-12)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven(7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Section 5893 of the California Streets and Highways Code, it is hereby ordered that the notice of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of January, 1987, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle

NORRINE COYLE, City Clerk

(Regular)

MODESTO CITY COUNCIL
RESOLUTION NO. 87-18

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF CURB AND SIDEWALK ALONG CERTAIN STREETS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (CARNEY AND DEBORAH LANSFORD, 1617 TIMOTHY AVENUE, $944.00)

WHEREAS, Chapter 27 of Part 3 of Division 7 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did, on waived by property owner, ~~19~~, adopt its Resolution No. ----------, ordering the installation of certain improvements along certain streets in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of curb and sidewalk on property abutting the property hereafter described; and

WHEREAS, January 13, 19 86, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $944.00.

SECTION 2. That the cost of the aforesaid work, being the amount of $944.00, shall constitute a special assessment against the parcel(s) of property fronting upon the work so constructed, and that a notice of lien for the amount thereof shall be recorded.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 3 of Block 6133 of Hudelson Tract as per map filed Dec. 9, 1946, in Vol. 16 of Maps, Pg. 9, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 119-04-14)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven(7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Section 5893 of the California Streets and Highways Code, it is hereby ordered that the notice of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of January, 1987, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle

NORRINE COYLE, City Clerk

(Regular)

MODESTO CITY COUNCIL
RESOLUTION NO. 87-19

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF SIDEWALK ALONG CERTAIN STREETS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (ELIZABETH T. SODERSTROM, 1605 TIMOTHY AVENUE, $512.00)

WHEREAS, Chapter 27 of Part 3 of Division 7 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did, on waived by property owner, ~~19~~, adopt its ~~Resolution No.~~, ordering the installation of certain improvements along certain streets in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of sidewalks on property abutting the property hereafter described; and

WHEREAS, January 13, 19 87, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $512.00.

SECTION 2. That the cost of the aforesaid work, being the amount of $512.00, shall constitute a special assessment against the parcel(s) of property fronting upon the work so constructed, and that a notice of lien for the amount thereof shall be recorded.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

The North 40.805 l.f. of Lot 7 and the South 42.39 l.f. of Lot 6 of Bl. 6133 of Hudelson Tract as per map filed Dec. 9, 1946 in Vol. 16 of Maps, Pg. 06, Stan. Cty. Records.
(Stan. Cty. Assessor's Parcel No. 119-04-17)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven(7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Section 5893 of the California Streets and Highways Code, it is hereby ordered that the notice of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of January, 1987, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(Regular)

MODESTO CITY COUNCIL
RESOLUTION NO. 87-20

A RESOLUTION APPROVING DISPOSITION AND DEVELOPMENT AGREEMENT BETWEEN THE CITY OF MODESTO AND WESTAR ASSOCIATES FOR SALE AND DEVELOPMENT OF LINCOLN SCHOOL SITE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Westar Associates for sale and development of certain real property in the Modesto Redevelopment Project for a shopping center commonly referred to as the "Lincoln School Site"

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of January, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Sutton, Whiteside

NOES: Councilmembers: McGrath, Patterson

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-21

A RESOLUTION APPROVING A RIGHT-OF-ENTRY PERMIT TO ALLOW INVESTIGATION OF THE TRANSPORTATION CENTER SITE AND ADJACENT PROPERTY FOR UNDERGROUND TANKS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Right-of-Entry Permit to allow investigation of the Transportation Center property bounded by I, K and 9th Streets to determine the existence of underground tanks be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said Right-of-Entry Permit by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of January, 1987, by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember Whiteside , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-22

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR CONTRACTING FOR AN INVESTIGATION OF THE TRANSPORTATION CENTER PROPERTY TO DETERMINE THE EXISTENCE OF UNDERGROUND TANKS

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

SECTION 1. The plans and specifications for contracting for an investigation of the Transportation Center property bounded by I, K and 9th Streets to determine the existence of underground tanks copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on February 10, 1987, at 11:00 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of January, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-23

A RESOLUTION ACCEPTING THE BID OF WANG LABORATORIES FOR FURNISHING ONE PERSONAL COMPUTER (ITEM II)

WHEREAS, Resolution No. 86-1328, adopted by the Council of the City of Modesto on December 9, 1986, approved the plans and specifications for the purchase of Wang computer equipment and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of Wang computer equipment were opened at 3:00 p.m. on December 30, 1986, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of Wang Laboratories in the amount of $5,806 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Wang Laboratories in the amount of $5,806 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of January, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Maurine Coyle
MAURINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-24

A RESOLUTION ACCEPTING THE BID OF IBM FOR FURNISHING FOUR PERSONAL COMPUTERS (ITEM III)

WHEREAS, Resolution No. 86-1328, adopted by the Council of the City of Modesto on December 9, 1986, approved the plans and specifications for the purchase of IBM computer equipment

and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of IBM computer equipment

were opened at 3:00 p.m. on December 30, 1986, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of IBM in the amount of $19,413

be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of IBM in the amount of $19,413

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of January, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Maureen Coyle
MAUREEN COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-25

A RESOLUTION WAIVING FORMAL BID PROCEDURE AND AUTHORIZING PURCHASE OF ONE CODE-3 TYPE VEHICLE THROUGH THE STATE OF CALIFORNIA COOPERATIVE PURCHASING PROGRAM

WHEREAS, the Utility Services - Service Division is requesting the purchase of one Code-3 type vehicle for use by the Fire Department Fire Prevention Bureau; and

WHEREAS, the City has used the State's Cooperative Purchasing Program because the State purchases in such large numbers they can extend the savings to public agencies.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the purchase of one Code-3 type vehicle is hereby waived.

BE IT FURTHER RESOLVED that purchase of one Code-3 type vehicle through the State of California Cooperative Purchasing Program for the total amount of $12,200 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 January, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Muratore , was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-26

A RESOLUTION GRANTING A PAID CITY HOLIDAY FOR CITY EMPLOYEES IN HONOR OF THE LATE DR. MARTIN LUTHER KING, JR., AND AMENDING SECTION 13.3 OF THE PERSONNEL RULES RELATING TO HOLIDAYS.

WHEREAS, Section 1202 of Article XII of the Charter of the City of Modesto provides that the personnel system provided by said Article shall be implemented by such rules and regulations governing the administration thereof as are adopted by the City Council upon recommendation of the City Manager, and

WHEREAS, the City Council has adopted Personnel Rules as authorized by the City Charter, and

WHEREAS, at its meeting of January 6, 1987, the City Council was requested to grant a paid City holiday for City employees in honor of the late Dr. Martin Luther King, Jr., and

WHEREAS, said matter was thereafter placed on the Council agenda for the meeting of January 13, 1987, and

WHEREAS, at its meeting of January 13, 1987, the Council considered said request for a paid City holiday for City employees in honor of the late Dr. Martin Luther King, Jr.,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby finds and determines that Monday, January 19, 1987, shall be a paid City holiday and the third Monday of every January thereafter shall be a paid City holiday in honor of the late Dr. Martin Luther King, Jr. as designated by Federal law.

BE IT FURTHER RESOLVED that Personnel Rule 13.3 of the Personnel Rules shall be amended to read as follows:

13.3 Holidays

(a) The City normally observes the following as paid holidays:

January 1 (New Year's Day)
Third Monday in January (Dr. Martin Luther King, Jr. Day)
Third Monday in February (Washington's Birthday)
Last Monday in May (Memorial Day)
July 4 (Independence Day)
First Monday in September (Labor Day)
September 9 (Admission Day)
November 11 (Veteran's Day)
Thanksgiving Day
Friday after Thanksgiving Day
December 25 (Christmas Day)

(b) Any City employee who is required to work on a holiday shall follow the P.A.O. on holidays and overtime (Effective 7-1-79).

(c) When a holiday falls on Sunday, the following Monday will be observed instead. If a holiday listed in (a) above falls on a Saturday or on a regularly scheduled day off for employees who work a schedule other than Monday through Friday, all employees except employees on a per diem or hourly basis shall be entitled to equivalent time off and/or compensation as provided in the administrative orders issued pursuant to subparagraph (b) above. It is the intent of this provision that all employees except employees on a per diem or hourly basis, shall be allowed the same number of holidays each year regardless of the day of the week on which the holiday falls.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of January, 1987, by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, Acting City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-27

A RESOLUTION APPROVING LETTER AGREEMENT BETWEEN THE CITY OF MODESTO AND TOUCHE ROSS & COMPANY TO RESPOND TO THE STANISLAUS COUNTY GRAND JURY REGARDING THE CITY'S FISCAL POLICIES AND PRACTICES

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Touche Ross & Company to respond to the Stanislaus County Grand Jury regarding the City's fiscal policies and practices

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of January, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, Muratore, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | McGrath, Patterson |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-28

A RESOLUTION APPROVING APPROPRIATION TRANSFER FROM CONTINGENCY RESERVE OF THE CITY OF MODESTO GENERAL FUND TO PROVIDE FUNDS FOR PREPARATION OF INFORMATION FOR GRAND JURY REPORT.

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

| | | |
|---|---|---|
| From: | Contingency Reserve: (010-800-8000-8003) | $60,500 |
| To: | Services, Professional and Other: (010-502-6502-0235) | $60,500 |

This transfer is needed to fund the point by point response by Touche Ross & Company to allegations regarding the City's fiscal policies and practices.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of January, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: McGrath, Patterson

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, Acting City Attorney

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MODESTO CITY COUNCIL
RESOLUTION NO. 87-29

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND** WAYNE STEINPRESS FOR WATER SERVICE TO PROPERTY OUTSIDE THE CITY LIMITS AT 1678 KANSAS AVENUE

**BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and** Wayne Steinpress for water service to property outside the City limits at 1678 Kansas Avenue, located on the south side of Kansas Avenue between Rosemore Avenue and Carpenter Road

**be, and it is hereby approved.**

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

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 13th **day of** January, **19**87, **by Councilmember** Whiteside, **who moved its adoption, which motion being duly seconded by Councilmember** Muratore, **was upon roll call carried and the resolution adopted by the following vote:**

| | | |
|---|---|---|
| **AYES:** | **Councilmembers:** | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| **NOES:** | **Councilmembers:** | None |
| **ABSENT:** | **Councilmembers:** | None |

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-30

A RESOLUTION APPROVING THE FINAL MAP OF THE COUNTRY RANCH ESTATES NO. 2 SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, Bright Development, a California corporation,

is (~~are~~) possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 12.24 acres, known as the Country Ranch Estates No. 2 Subdivision, and

WHEREAS, a tentative map of said tract was approved by the Planning Commission of the City of Modesto on the 6th day of May, 1985, and

WHEREAS, the Secretary of the Planning Commission of the City of Modesto has certified that the final map of said tract substantially conforms to the approved tentative map, and

WHEREAS, the City Engineer of the City of Modesto has certified that the final map of said Country Ranch Estates No. 2 Subdivision meets all of the provisions of the California Subdivision Map Act and the provisions of the Modesto Municipal Code relating to subdivisions, and that the map is technically correct,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said final map be approved; that the streets, alleys and

easements as shown thereon within the boundaries of said tract be accepted on behalf of the public for public use; and that the City Clerk be authorized to certify the map of said tract on behalf of the City of Modesto after the fees and deposits required by the Modesto Municipal Code in amounts determined by the City Engineer have been paid, and subdividers have furnished securities, as set forth in Section 4-4.605 of the Modesto Municipal Code, which shall secure the obligations set forth in Section 66499.3 of the Government Code of the State of California. Said securities shall be in forms acceptable to the City Attorney and in the amounts required by the Agreement hereinafter referred to.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of January, 19 87, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Council-

member Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 87-31

A RESOLUTION ACCEPTING IMPROVEMENTS IN STONEGATE MANOR SUBDIVISION AND AUTHORIZING RELEASE OF SUBDIVISION BONDS

WHEREAS, Grant Construction, Inc., , subdividers of Stonegate Manor Subdivision , have filed subdivision bonds for faithful performance and labor and materials in the amount of $462,200.00 and $ 231,100.00 respectively to guarantee improvements in Stonegate Manor Subdivision ; and

WHEREAS, the Director of Public Works in a memorandum dated January 7, 1987 , indicates that all work required by the subdivision agreement has been completed to the satisfaction of the Public Works Department; and

WHEREAS, the Director of Public Works has indicated that it would be in order for the City Council to accept the improvements in said subdivision as complete and authorize the City Clerk to file notice of completion and release the subdivision bonds upon expiration of the statutory period.

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

1. The improvements in Stonegate Manor Subdivision are hereby accepted.
2. The City Clerk is hereby authorized to release the subdivision bond for faithful performance in the amount of $462,200.00 upon recordation of notice of completion.
3. The City Clerk is hereby authorized to release the subdivision bond for labor and materials in the amount of $231,100.00 upon expiration of the statutory period.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of January , 1987 by Councilmember Whiteside , who moved its adoption, which motion being duly seconded by Councilmember Muratore , was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-32

A RESOLUTION ACCEPTING AN AMENDED FEDERAL CONSTRUCTION GRANT FOR WATER QUALITY CONTROL PLANT IMPROVEMENTS AND DISPOSAL FACILITIES (UNIT 2 AND UNIT 3)

WHEREAS, on August 21, 1984, City Council accepted a Federal Construction Grant for the Unit 2 and Unit 3 project in the amount of $33,307,500, covering the federal portion of the cost of construction of the Unit 2 and Unit 3 projects of the City of Modesto's Water Quality Control Plant Improvement Project; and

WHEREAS, this original grant offer was based upon an Engineers' estimate prior to bid opening, and the City of Modesto was advised that the grant offer would be adjusted at a later date based upon the results of the bidding process;

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that it hereby accepts the amended Federal grant offer in the amount of $37,469,250, covering the federal portion of the cost of construction of the Unit 2 and Unit 3 projects of the City of Modesto's Water Quality Control Plant Improvement and Disposal Facilities project, and authorizes the City Manager to execute the amended grant 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 January, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-33

A RESOLUTION AMENDING THE ANNUAL BUDGET OF THE CITY OF MODESTO FOR THE 1986-87 FISCAL YEAR TO ESTIMATE REVENUES AND APPROPRIATE FUNDS FOR AN AMENDED FEDERAL AND STATE SEWER EXPANSION GRANT.

WHEREAS, the City of Modesto has accepted an amendment to the Federal Construction Grant for Sewer Expansion Units 2 and 3, and an amendment to the State Construction Grant for the same project, and

WHEREAS, the City is required to finance the 12-1/2% recipient share of the Wastewater Plant Expansion project, and

WHEREAS, it is necessary to amend the Annual Budget of the City of Modesto for Fiscal Year 1986-87 to estimate the increase in grant revenue and to appropriate grant-related expenditures,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the following changes be made to the Sewer Fund of the Annual Budget of the City of Modesto for the 1986-87 Fiscal Year:

1. The amount of $25,272,784 now estimated as revenue in Revenue Source No. 625-480-G761-3601, Federal Grant, be increased $4,161,750 to $29,434,534.

2. The amount of $4,212,131 now estimated as revenue in Revenue Source No. 625-480-G761-3210, State Grant, be increased $693,625 to $4,905,756.

3. The amount of $1,780,405 now appropriated in Account No. 621-800-8000-8003, Contingency Reserve, be decreased $693,625 to $1,086,780.

4. The amount of $33,803,545 now appropriated in Account No. 625-480-G761, Unit 2 and 3 Construction, be increased $5,549,000 to $39,352,545.

BE IT FURTHER RESOLVED that the Director of Finance is hereby authorized to implement the provisions of this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of January, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, Acting City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-34

A RESOLUTION APPOINTING MEMBER OF THE INFRASTRUCTURE STUDY COMMITTEE, AS THE CITY COUNCIL'S REPRESENTATIVE (COUNCILMEMBER RICHARD LANG)

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

SECTION 1. The following person is hereby appointed to the Infrastructure Study Committee as the City Council's representative:

Councilmember Richard Lang

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed member of the Infrastructure Study Committee as the Council's representative and the Secretary thereof.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of January, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

Committees

MODESTO CITY COUNCIL
RESOLUTION NO. 87-35

A RESOLUTION APPOINTING MEMBER OF THE REHABILITATION LOAN POOL SUBCOMMITTEE SEAT NO. 7 (STEVE FONTANA)

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

SECTION 1. The following person is hereby appointed to the HCDA Rehabilitation Loan Pool Subcommittee for the respective term as indicated:

Steve Fontana
342 Yosemite Avenue
Modesto, Ca.

Term to expire 6/30/89

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed member of the HCDA Rehabilitation Loan Pool Subcommittee and the Secretary thereof.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of January, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norma Coyle
NORRINE COYLE, City Clerk

Committees

MODESTO CITY COUNCIL
RESOLUTION NO. 87-36

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR PLANNED DEVELOPMENT ZONE, P-D(346).

WHEREAS, a verified application for an amendment to Section 12-3-8 of the Zoning Map was filed by Robert F. Miller on November 10, 1986, to reclassify from Medium Density Residential Zone, R-2, to Planned Development Zone, P-D, to allow a 62 bed one-story addition to English Oaks Convalescent hospital, property located on the northeast corner of Hahn Drive and Rumble Road, described as follows:

> All that real property situated in the Southwest quarter of Section 12, Township 3 South, Range 8 East, Mount Diablo Base and Meridian in the City of Modesto, County of Stanislaus, State of California. More particularly described as follows:
>
> All of Parcel "B" as shown on the parcel map filed in the office of the Recorder of Stanislaus County, California, on February 29, 1984, in Volume 35 of parcel maps, Page 2.
>
> Including also the north one-half of Rumble Road, East one-half of Hahn Drive, South one-half of English Oaks Drive and all immediately adjacent to the above described parcel.

and

WHEREAS, after a public hearing held on December 15, 1986, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, it was found and determined by the Planning Commission, by its Resolution No. 86-197, that rezoning of the property as requested is required by public necessity, convenience and general welfare for the following reasons:

1. The convalescent hospital is a low intensive use that is compatible with the medium density residential potential for the Rumble Road area.

2. The site plan allows for good on-site/off-site traffic circulation, providing more than minimum off-street parking and allowing for its share of an adequate positive street system.

3. The R-2 zoning conforms to a previously established Rumble Road Zoning Plan.

and

WHEREAS, after a public hearing held on January 20, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of Robert F. Miller for a Planned Development Zone should be granted as consonant with public necessity, convenience and general welfare for the reasons set forth in Planning Commission Resolution No. 86-197 and quoted above, and

WHEREAS, the Council has introduced Ordinance No. 2472 -C.S. on the 20th day of January, 1987, reclassifying the above-described property from Medium Density Residential Zone, R-2, to Planned Development Zone, P-D(346).

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

SECTION 1. DEVELOPMENT PLAN. The development plan for Planned Development Zone, P-D(346), is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan and floor plans titled "Addition to English Oaks Convalescent Hospital" as amended in red, stamped approved by the Planning Commission on December 15, 1986.

2. The applicant shall submit revised plot plans and floor plans showing all changes required by the Planning Commission prior to the City Council hearing. All development shall conform to these revised plans as amended in red, stamped approved by the Planning Commission on December 15, 1986.

3. Prior to the issuance of a building permit, a landscaping and irrigation plan shall be approved by the Director of Parks and Recreation in accordance with Section 10-2.1515 of the Modesto Municipal Code. Landscaping, plant materials, and the irrigation system shall be installed and maintained in accordance with the approved plan.

4. All landscaping, fences, and walls shall be maintained and the premises shall be kept free of weeds, trash, and other debris.

5. The Rumble Road and Hahn Drive frontage adjacent to Parcel B as shown on parcel map 35-PM-2 shall be improved to collector street standards prior to the occupancy of the expanded portions of the convalescent hospital or when requested by the Director of Engineering Services to alleviate a health, safety, or traffic problem in the area.

6. Prior to issuance of a building permit, improvement plans for required improvements shall be prepared by a registered civil engineer and approved by the Director of Engineering Services. Improvements shall be constructed in accordance with the approved plans.

7. The English Oaks Drive frontage adjacent to Parcels A and B as shown on parcel map 35-PM-2 shall be improved to 40-foot wide part-width residential street standards prior to the occupancy of the expanded portion of the convalescent hospital or when requested by the Director of Engineering Services to alleviate a health, safety, or traffic problem in the area.

8. Irrigation lines shall be removed, relocated, or protected as required by the Modesto Irrigation District and the Director of Engineering Services. Easements for irrigation lines to remain shall be dedicated.

9. Drainage shall be provided as required by the Director of Engineering Services.

10. All outdoor lighting shall be shielded from adjacent residential properties as required by the Director of Engineering Services.

11. Trash bins shall be kept in enclosures in accordance with the approved plan, and shall be constructed of building materials consistent with those used in the major buildings as approved by the Director of Planning and Community Development.

12. All signs shall comply with the sign requirements of the R-2 Zone.

13. All conditions of City Council Resolution No. 83-830 not in conflict with this action shall remain in full force and effect.

14. All curbcuts serving two-way driveways shall be 35 feet in width.

15. Prior to issuance of a building permit, the developer shall show on the plans submitted to Building Inspection all fire hydrants as required by the Fire Chief. All hydrants required by the Fire Chief shall be installed and operable prior to construction of any structures.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned Development Zone, P-D(346):

The entire construction program be accomplished in one phase, construction to begin on or before January 1, 1989, and completion to be not later than January 1, 1990.

SECTION 3. CHANGES IN DEVELOPMENT PLAN. Any changes in the above-approved development plan shall be made in accordance with the provisions of Section 10-2.1709 of the Modesto Municipal Code.

SECTION 4. COMPLIANCE WITH CODE PROVISIONS, ETC. In all other respects said planned development shall be accomplished in accordance with and in strict adherence to the provisions of Article 17 of Title X of the Modesto Municipal Code relating to Planned Development Zones and other applicable City laws, rules, regulations and procedures.

SECTION 5. EFFECTIVE DATE. This resolution shall not become effective unless and until the ordinance reclassifying the above-described property to Planned Development Zone, P-D(346), becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of January, 1987, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

By William Jones
Department of Planning and
Community Development



011287

2636CA

MODESTO CITY COUNCIL
RESOLUTION NO. 87-37

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION MAP 12-3-8 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON FROM R-2 TO P-D(346).

WHEREAS, on January 20, 1987, the City Council introduced Ordinance No. 2472-C.S. giving approval to a project relating to an amendment to Section Map 12-3-8 of the Zoning Map of the City of Modesto to reclassify from Medium Density Residential Zone, R-2, to Planned Development Zone, P-D(346), property located on the northeast corner of Hahn Drive and Rumble Road, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to an amendment to Section Map 12-3-8 of the Zoning Map of the City of Modesto to reclassify from Medium Density Residential Zone, R-2, to Planned Development Zone, P-D(346), property located on the northeast corner of Hahn Drive and Rumble Road.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of January, 1987, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 87-38

A RESOLUTION ESTABLISHING SEWER SERVICE CHARGES AND SUPERSEDING RESOLUTION NO. 86-173.

WHEREAS, Section 5-6.02 of the Modesto Municipal Code authorizes the Council to establish sewer service charges from time to time by resolution, and

WHEREAS, the Council has previously established sewer service charges, and

WHEREAS, City staff has recommended adjustment in the various sewer service charges, and

WHEREAS, the Council held a public hearing to consider the recommended adjustments in the sewer service charges,

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

SECTION 1. DEFINITIONS. Unless the context requires a different meaning, for the purposes of this resolution the definitions set forth in Section 5-6.01 of Chapter 6 of Title V of the Modesto Municipal Code entitled "DEFINITIONS" shall apply.

SECTION 2. SEWER SERVICE CHARGES FOR RESIDENTIAL SERVICE. Each person owning property within the sewer district and receiving residential sewer service shall pay a sewer service charge to the City in accordance with the following rates for the period commencing on and after April 1, 1987.

(a) The monthly sewer service charges for dwelling units, mobile homes and mobile home spaces in mobile home parks connected or required to be connected to the sewage system shall be:

| | |
|---|---|
| Each single-family dwelling or mobile home on a lot | $5.35 |
| Each dwelling unit in a duplex | 3.73 |
| One additional dwelling unit or mobile home on a lot | 3.73 |
| Each dwelling unit in an apartment building or dwelling group or mobile home space in a mobile home park | 2.98 |

(b) In areas outside the Sewer District, the monthly sewer service charges for dwelling units or mobile homes or mobile home spaces in a mobile home park shall be at the rate of 135% of the charges set forth above.

(c) For dwelling units or mobile homes required to be connected to the sewage system, but which have not been connected to said system, in addition to the sewer service charges set forth in subsection (a) above, there shall be an additional charge of One and No/100ths ($1.00) Dollar per month per premises to cover the cost of inspections to insure that the continued use of septic tanks does not cause a health hazard or nuisance.

SECTION 3. SEWER SERVICE CHARGES FOR COMMERCIAL SERVICE. Each person owning property within the sewer district and receiving commercial sewer service shall pay a sewer service charge to the City in accordance with the following rates for the period commencing on and after March 1, 1987:

(a) Commercial users (including churches) shall be grouped according to Biochemical Oxygen Demand (hereinafter referred to as B.O.D.) and Suspended Solids (hereinafter referred to as S.S.) strength characteristics and shall pay sewer service charges based on 65% of the quantity of water used measured in gallons and the waste strength characteristics measured in milligrams per liter (hereinafter referred to as mg/l). The Director of Utility Services shall determine the waste strength characteristics of commercial users and assign them to one of the following commercial users groups:

| | Sewer Service Charges Per 1000 Gals. of Water Used |
|---|---|
| Group 1 | 46¢ |
| Combined B.O.D. and S.S. measured in mg/l is 400mg/l or less | |
| Group 2 | 53¢ |
| Combined B.O.D. and S.S. measured in mg/l is in the range of 401mg/l to 900 mg/l | |
| Group 3 | 65¢ |
| Combined B.O.D. and S.S. measured in mg/l is in the range of 901mg/l to 1400 mg/l | |
| Group 4 | 78¢ |
| Combined B.O.D. and S.S. measured in mg/l is over 1401 mg/l | |

(b) Sewer service charges for commercial users outside the Sewer District shall be at the rate of 135% of the charges set forth in subsection (a) above.

(c) Notwithstanding the charges set forth in subsections (a) and (b) above, there shall be a minimum $2.00 per month sewer charge for commercial users.

(d) For commercial users required to be connected to the sewage system, but which have not been connected to said system, in addition to the sewage service charges set forth in subsection (a) above, there shall be an additional charge of One and 50/100ths ($1.50) Dollars per month to cover the costs of inspections to insure that the continued use of septic tanks does not cause a health hazard or nuisance.

(e) Commercial users shall have all water used on the premises metered in order to determine the users' sewer service charges.

(1) Commercial users on a public water system other than the City's shall obtain a metered water service from the water purveyor and shall pay the sewer service charge which would be made were such water from the City's water system.

(2) Commercial users not connected to a public water system shall allow the City to furnish, install and maintain a water meter with the user to pay for the cost of the meter and installation plus ten (10) percent. The user shall pay the sewer service charge which would be made were such water from the City's water system. Authorization shall be granted to City from user to install, read and maintain said meter by user executing an agreement on a form furnished by the Director of Utility Services.

(f) In the case of existing meters which are under the ownership of users, the City will assume responsibility for maintenance of such meters upon:

(1) Receipt of transfer of title from the owner in a form satisfactory to the Director of Utility Services, and

(2) Authorization being granted to City for reading and maintaining the meter as set forth in paragraph (e) above.

SECTION 4. SEWER SERVICE CHARGES FOR INDUSTRIAL SERVICE. Each person owning property within the sewer district and receiving industrial sewer service shall pay a sewer service charge to the City in accordance with the following rates for the period commencing on and after March 1, 1987:

(a) The monthly sewer service charges for industrial users shall be at the rate of $449.00 per million gallons of flow based on either sewage discharge or water used.

(b) If the Biochemical Oxygen Demand (B.O.D.) of the industrial waste is over two hundred (200) mg/l, then an additional charge of $53.11 per one thousand (1000) pounds of B.O.D. will be made for the B.O.D. in excess of two hundred (200) mg/l.

(c) If the Suspended Solids (S.S.) of the industrial waste is over two hundred (200) mg/l, then an additional charge of $39.48 per one thousand (1000) pounds of S.S. will be made for the S.S. in excess of two hundred (200) mg/l.

(d) Notwithstanding the charges set forth in subsection (a), (b) and (c) above, there shall be a minimum $10.00 per month sewer service charge.

(e) In those cases where an industrial user has elected to install an effluent metering device to measure industrial waste and has an unmetered connection for disposal of sanitary sewage, the

Director of Utility Services may establish an estimated volume of sanitary sewage. The estimated volume shall be based upon the number and usage of plumbing fixture units contributing to the system and any other available information that indicates the volume of sanitary sewage. The quantity of flow thus estimated shall be added to the volume of industrial waste passing through the effluent meter and monthly sewer service charges shall be based upon the total volume.

(f) Sewer service charges for industrial users outside the sewer district shall be at the rate of 135% of the charges set forth in subsections (a), (b), (c), (d), and (e) above.

SECTION 5. PREPAID SEWER SERVICE CHARGES. Any person who has prepaid sewer service charges for residential sewer service and the period for which said sewer service charges were prepaid includes the period covered by Section 2 of this resolution shall be entitled to receive sewer service for said period for the prepaid rates.

SECTION 6. EFFECTIVE DATE. The Commercial and Industrial Sewer Service Charges established by this resolution shall become effective and apply on and after March 1, 1987, and the Residential Sewer Service Charges established by this resolution shall become effective and apply on and after April 1, 1987.

SECTION 7. SUPERSEDES PRIOR RESOLUTION. This resolution supersedes Modesto City Council Resolution No. 86-173.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of January, 1987, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 87-39

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR CONSTRUCTION OF YOSEMITE BOULEVARD SEWER TRUNK AND WATERLINE EXTENSIONS

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

SECTION 1. The plans and specifications for the construction of the Yosemite Boulevard sewer trunk and waterline extensions copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on February 10, 1987, at 11:05 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of January, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-40

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING ONE MOWER TRAILER

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

SECTION 1. The plans and specifications for the purchase of one mower trailer

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on February 10, 1987, at 3:00 p.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of January, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-41

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING ONE ROTARY MOWER

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

SECTION 1. The plans and specifications for the purchase of one rotary mower

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on February 10, 1987, at 3:05 p.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of January, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-42

A RESOLUTION ACCEPTING THE BID OF BORNSTEIN COMPANY FOR FURNISHING ITEMS I, II, IV, V, & VIII ON MICROPHONES AND ACCESSORIES FOR THE MODESTO CENTRE PLAZA

WHEREAS, Resolution No.86-1302, adopted by the Council of the City of Modesto on November 25, 1986, approved the plans and specifications for the purchase of microphones and accessories for use at Modesto Centre Plaza and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of microphones and accessories for the Modesto Centre Plaza were opened at 3:00 p.m. on December 16, 1986, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of Bornstein Company on Items I, II, IV, V, & VIII in the amount of $2,909.00 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Bornstein Company in the amount of $2,909.00 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of January, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: McGrath, Patterson

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-43

A RESOLUTION ACCEPTING THE BID OF EDUCATIONAL INDUSTRIAL SALES FOR FURNISHING ITEMS III, VI, & VII ON MICROPHONES AND ACCESSORIES FOR THE MODESTO CENTRE PLAZA

WHEREAS, Resolution No. 86-1302 adopted by the Council of the City of Modesto on November 25, 1986, approved the plans and specifications for the purchase of microphones and accessories for use at Modesto Centre Plaza and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of microphones and accessories for the Modesto Centre Plaza were opened at 3:00 p.m. on December 16, 1986, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of Educational Industrial Sales for Items III, VI, & VII in the amount of $3,934.00 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Educational Industrial Sales in the amount of $3,934.00 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of January, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: McGrath, Patterson

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-44

A RESOLUTION WAIVING FORMAL BID PROCEDURES AND AUTHORIZING THE PURCHASE OF TRAFFIC LINE PAINT THROUGH THE STATE OF CALIFORNIA COOPERATIVE PURCHASING PROGRAM

WHEREAS, the Parking and Traffic Department and Utility Services - Airport Division is requesting the purchase of traffic line paint which will be used by City crews to maintain streets and airport taxi ways; and

WHEREAS, the City has used the State's Cooperative Purchasing Program because the State purchases in such large numbers they can extend the savings to public agencies.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the purchase of traffic line paint from January 21, 1987, to November 19, 1987, is hereby waived.

BE IT FURTHER RESOLVED that purchase of traffic line paint through the State of California Cooperative Purchasing Program in the amount of $26,100, 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 January, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Patterson |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-45

A RESOLUTION ACCEPTING WITH REGRET THE RESIGNATION OF MICHAEL GARCIA FROM THE INTERNATIONAL FRIENDSHIP COMMITTEE, EFFECTIVE JANUARY 20, 1987

WHEREAS, Michael Garcia was appointed a member of the International Friendship Committee on March 18, 1986; and

WHEREAS, Michael Garcia has tendered his resignation from the International Friendship Committee, effective January 20, 1987; and

WHEREAS, Michael Garcia has been a devoted and sincere public servant and has contributed greatly to our civic progress.

NOW, THEREFORE, BE IT RESOLVED that the resignation of Michael Garcia from the International Friendship Committee be, and hereby is accepted with regret.

BE IT FURTHER RESOLVED that the Council of the City of Modesto, on its own behalf, and on behalf of the citizens of this City, hereby expresses its sincere appreciation to Michael Garcia for his outstanding service to the community.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of January, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Patterson |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL**
**RESOLUTION NO.** 87-46

**A RESOLUTION APPROVING** A JOINT CITY-COUNTY AGREEMENT WITH ROY F. WESTON, INC. FOR SERVICES AS CONSULTING ENGINEER FOR THE CITY-COUNTY WASTE-TO-ENERGY PROJECT FOR DESIGN REVIEW, CONSTRUCTION MONITORING AND ACCEPTANCE TESTING

**BE IT HEREBY RESOLVED by the Council of the City of Modesto that the** joint City-County agreement with Roy F. Weston, Inc. for services as consulting engineer for the City-County Waste-to-Energy Project for design review, construction monitoring and acceptance testing

**be, and it is hereby approved.**

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

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 20th **day of** January, **19**87, **by Councilmember** Lang, **who moved its adoption, which motion being duly seconded by Councilmember** Sutton, **was upon roll call carried and the resolution adopted by the following vote:**

| | | |
|---|---|---|
| **AYES:** | **Councilmembers:** | Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger |
| **NOES:** | **Councilmembers:** | None |
| **ABSENT:** | **Councilmembers:** | Patterson |

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-47

A RESOLUTION AUTHORIZING THE FILING OF A GRANT APPLICATION WITH THE STATE OF CALIFORNIA FOR THE MODESTO GANG VIOLENCE SUPPRESSION PROGRAM

WHEREAS, the City of Modesto desires to undertake a certain project designated Modesto Gang Violence Suppression Program to be funded in part from funds made available through Chapter 1093, 1982 Statutes and/or the Juvenile Justice and Delinquency Prevention Act of 1974, as amended, Public Law 98-473, and/or the federal Justice Assistance Act of 1984, for the California Gang Violence Suppression (GVS) Program, administered by the Office of Criminal Justice Planning (hereafter referred to as OCJP).

NOW, THEREFORE, BE IT RESOLVED that the City Manager of the City of Modesto is authorized, on its behalf to submit the attached proposal for gang violence suppression funds to OCJP and is authorized to execute on behalf of the City of Modesto the attached Grant Award for gang violence suppression purposes including any extensions or amendments thereof.

BE IT FURTHER RESOLVED that the applicant agrees to provide all matching funds required for said project (including any amendment thereof) under the Gang Violence Suppression Program and the rules and regulations of OCJP and that cash will be appropriated as required thereby.

IT IS AGREED that any liability arising out of the performance of this Grant Award contract, including civil court actions for damages, shall be the responsibility of the grantee and the authorizing agency. The State of California and OCJP disclaim responsibility for any such liability.

BE IT FURTHER RESOLVED that grant funds received hereunder shall not be used to supplant expenditures controlled by this body.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of January, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 87-48

A RESOLUTION ADOPTING GUIDELINES FOR IMPLEMENTING THE ENVIRONMENTAL QUALITY ACT FOR THE CITY OF MODESTO.

WHEREAS, Sections 21000 et seq. of the California Public Resources Code, as amended, comprise the California Environmental Quality Act, and

WHEREAS, the Secretary of the California Resources Agency, pursuant to the provisions of California Public Resources Code Section 21083, has adopted revised "Guidelines for Implementation of the California Environmental Quality Act", which are dated June, 1986, and

WHEREAS, Section 21082 of the California Public Resources Code requires all public agencies to adopt objectives, criteria, and procedures consistent with the provisions of said Code sections and said California Resources Agency Guidelines for the evaluation of projects and the preparation of environmental impact reports, and

WHEREAS, Chapter 9 of Title IV of the Modesto Municipal Code (Sections 4-10.01 - 4-10.04) authorizes the adoption by resolution of guidelines for determining what projects may have a significant effect on the environment and for the preparation and approval of environmental impact reports, and

WHEREAS, this Council by Resolution Nos. 72-1137, 73-276, 74-130, 75-437, 77-14, 77-80, 78-457, 80-111, 81-406 and 84-989 has previously adopted Environmental Impact Report Guidelines or amendments thereto, and

WHEREAS, the City's Environmental Assessment Committee has recommended that the revised Guidelines dated June, 1986, and issued by the Secretary of the California Resources Agency, including amendments made thereto from time to time, be adopted by reference as the City of Modesto's Environmental Review Guidelines.

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

1. The "Guidelines for Implementation of the California Environmental Quality Act", dated June, 1986, issued by the Secretary of the California Resources Agency, and as amended from time to time, are hereby adopted by reference as Guidelines for Implementing the Environmental Quality Act for the City of Modesto. Three copies of said Guidelines are on file in the office of the City Clerk.

2. The provisions of this resolution shall supersede and replace the provisions of Resolution No. 84-989 and the previous City of Modesto Guidelines adopted thereby; provided, however, that the review of all public and private projects commenced under said previous City of Modesto Guidelines shall be coordinated with procedures outlined in the Guidelines adopted hereby in completing the review and approval of such projects.

3. All actions heretofore taken by officials of the City of Modesto to review and approve public and private projects and actions for purposes of insuring compliance with the California Environmental Quality Act are hereby ratified and approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of January, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 87-49

A RESOLUTION VACATING AND ABANDONING THE TRIANGULAR SHAPED PARCEL OF EXCESS STREET RIGHT-OF-WAY ON SISK ROAD, IN BLOCK 14021 IN THE CITY OF MODESTO PURSUANT TO THE CALIFORNIA STREETS AND HIGHWAYS CODE.

WHEREAS, the City of Modesto has received a request from Lelamare-Fultz Engineering to abandon the triangular shaped parcel of excess street right-of-way of Sisk Road which would become a part of the proposed Wickford Place Subdivision, and

WHEREAS, the California Streets and Highways Code authorizes a city council, by resolution, to summarily vacate excess street right-of-way, and

WHEREAS, said triangular shaped parcel of excess street right-of-way is located on Sisk Road, in Block 14021 in the City of Modesto, and is more particularly described in Exhibit "A" attached hereto, and

WHEREAS, the Council of the City of Modesto finds and declares that:

1. The vacation is made pursuant to Chapter 4 (Sections 8330 et seq.) of Part 3 of Division 9 of the Streets and Highways Code.

2. The triangular shaped parcel of excess street right-of-way located on Sisk Road, in Block 14021 in the City of Modesto is not required for street or highway purposes.

3. That from and after the date this resolution is recorded, the triangular shaped parcel of excess street right-of-way vacated will no longer constitute a right-of-way.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the triangular shaped parcel of excess street right-of-way located on Sisk Road, in Block 14021 in the City of Modesto, which is more particularly

described in Exhibit "A" which is attached hereto and incorporated herein by reference, be and it is hereby vacated and abandoned, such vacation and abandonment to become effective upon the recording of a certified copy of this resolution in the Stanislaus County Recorder's Office.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of January, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

By John L. Christiansen
Department of Engineering Services

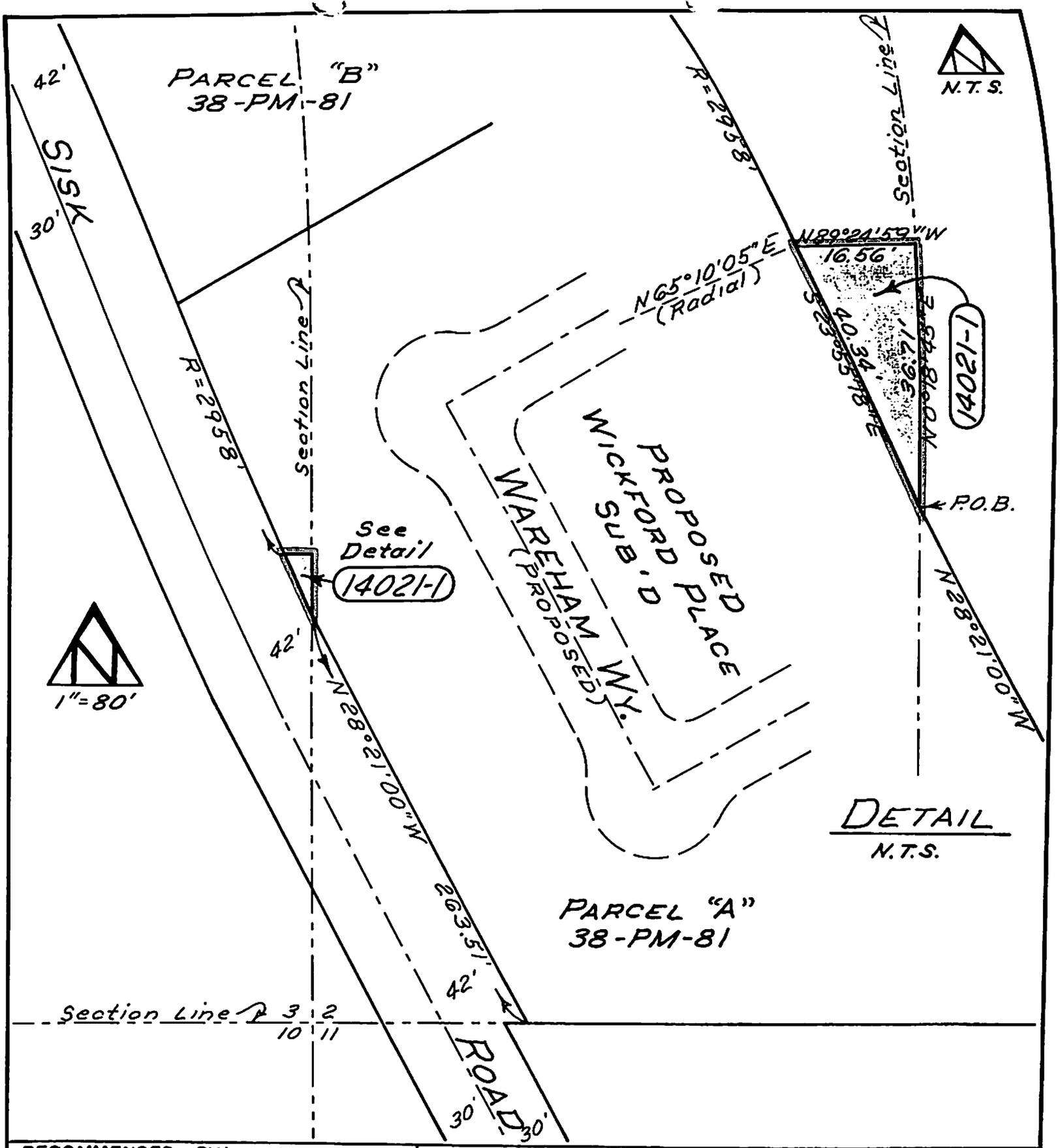
LD86-K
Parcel 14021-1

# VACATE AND ABANDON EXCESS RIGHT OF WAY FOR SISK ROAD IN BLOCK 14021

All that real property in the State of California, County of Stanislaus, City of Modesto, being a portion of the Southwest quarter of Section 2, Township 3 South, Range 8 East, Mount Diablo Base and Meridian, described as follows:

Commencing at the Southwestern corner of Parcel A, as per map filed October 17, 1986, in Book 38 of Parcel Maps, Page 81, Stanislaus County Records; thence along the Westerly line of said Parcel "A", said line being the Easterly line of Sisk Road, North 28° 21' 00" West, 263.51 feet, to a point on the West line of said Section 2 and the true point of beginning of this description; thence along said West line of Section 2, North 00° 18' 45" East, 36.71 feet; thence North 89° 24' 59" West, 16.56 feet, to the Easterly line of Sisk Road, said line being a non-tangent curve from which point a radial line bears North 65° 10' 05" East; thence South 23° 55' 18" East, 40.34 feet, to the point of beginning.

EXHIBIT "A"




| | | | |
|---|---|---|---|
| RECOMMENDED BY: | | DATE | BY |
| JERRY H. BUTLER | | | |
| CITY OF MODESTO<br>DEPARTMENT OF ENGINEERING | VACATE AND ABANDON EXCESS R/W FOR SISK ROAD IN BLK. 14021 ~ LD86-K | FLD. BK. & PG. | |
| ALFRED KAUFMAN, DIRECTOR<br>R.E. 6743 | | W. O. NO. | |
| DATE Dec., 1986 / DRAWN J.Christiansen / CHECKED | | FILE NUMBER 4~A~699 | |

MODESTO CITY COUNCIL
RESOLUTION NO. 87-50

A RESOLUTION APPROVING THE LOCAL AGENCY FORMATION COMMISSION "CITY ANNEXATION QUESTIONNAIRE" FOR HOUSER LANE NO. 3 REORGANIZATION

BE IT RESOLVED by the Council of the City of Modesto that the attached Local Agency Formation Commission "City Annexation Questionnaire" for Houser Lane No. 3 Reorganization Annexation 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 January, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Patterson |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

1. Name of City Modesto

2. Name of Proposed Reorganization Houser Lane No. 3

3. Can the City provide complete City Services to the reorganization area if the proposal is approved?

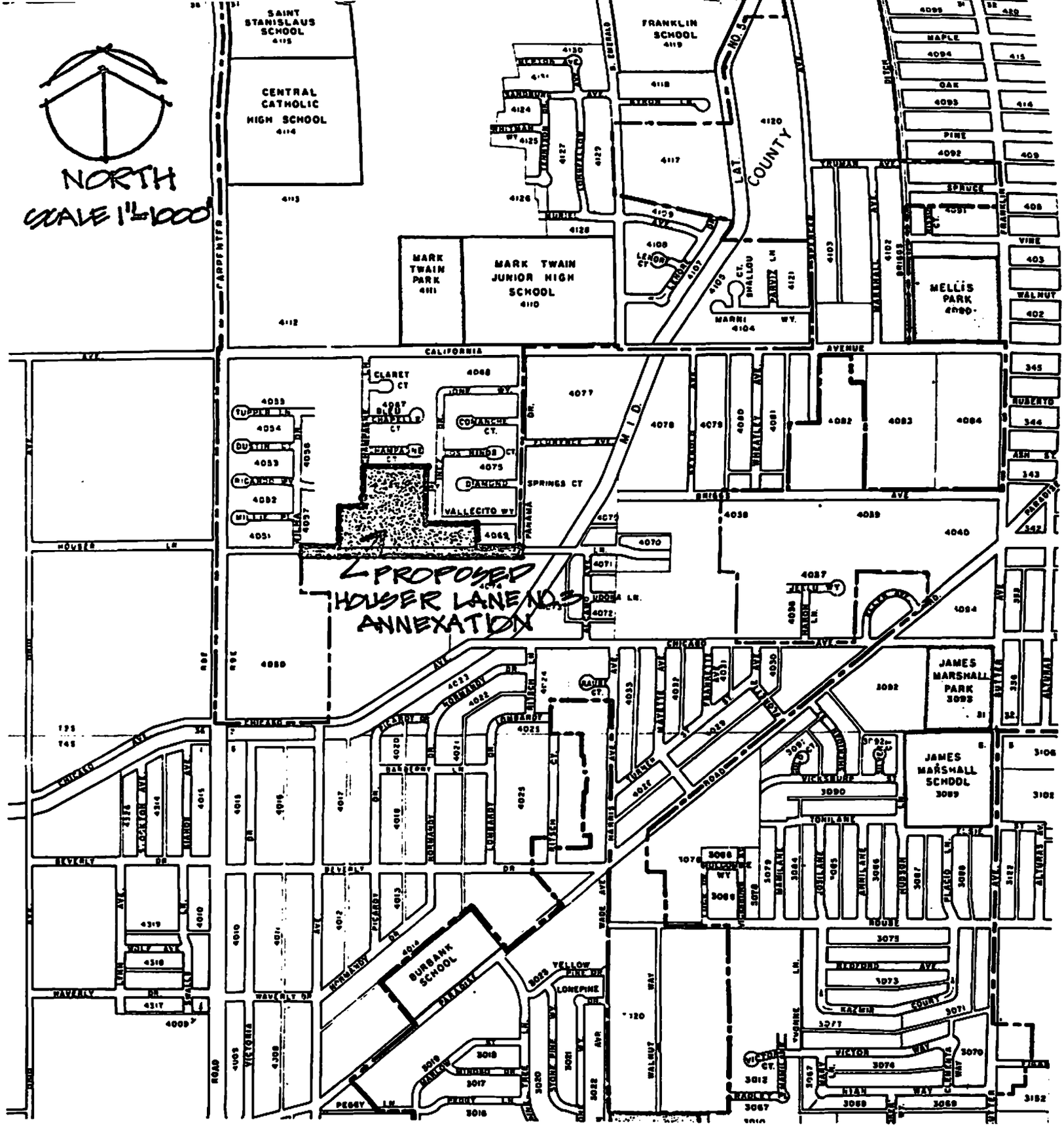
Yes

4. If the proposal is approved, are there any conditions the City would like LAFCO to impose?

No

5. Other comments the City would like to make.

The tentative subdivision map of Carpenter Villas a zero lot line, single-family development, has been approved for the north portion of AP No. 30-16-12. The map may be recorded after annexation.

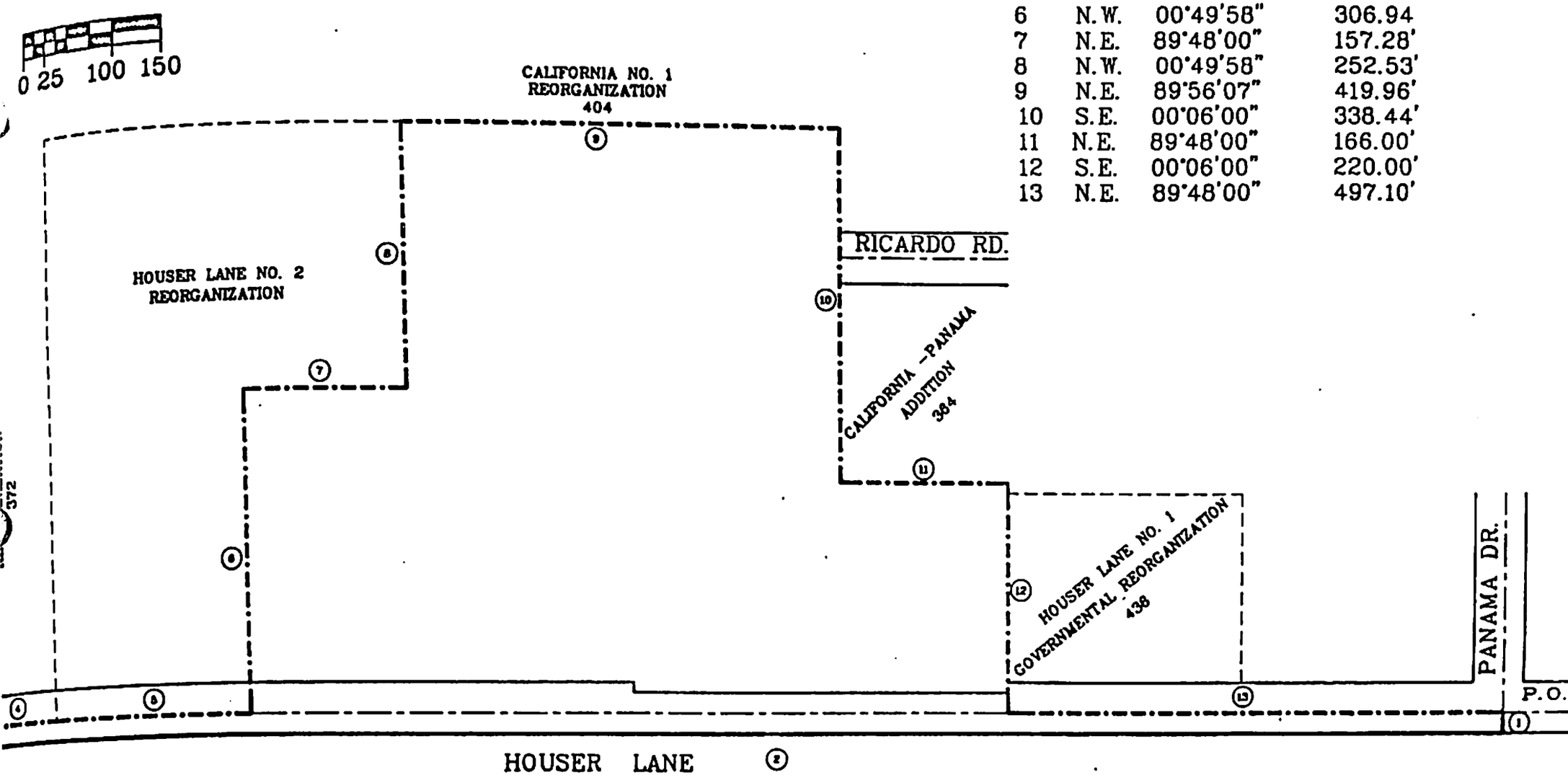



# PROPOSED HOUSER LANE NO. 3 REORGANIZATION

BASIS OF BEARING
A COURSE OF NORTH 89°48'00" EAST
FOR THE CENTERLINE OF HOUSER LANE
AS SHOWN IN VOL. 16, PARCEL MAP
PG. 54 STANISLAUS COUNTY RECORDS.

EXISTING CITY LIMIT LINE

| NO | BEARING | | DISTANCE |
|---|---|---|---|
| 1 | S.E. | 00°12'00" | 20.00' |
| 2 | S.W. | 89°48'00" | 1529.51' |
| 3 | N.W. | 00°12'00" | 20.00' |
| 4 | N.E. | 89°48'00" | 95.33' |
| 5 | N.E. | 89°48'00" | 201.00' |
| 6 | N.W. | 00°49'58" | 306.94 |
| 7 | N.E. | 89°48'00" | 157.28' |
| 8 | N.W. | 00°49'58" | 252.53' |
| 9 | N.E. | 89°56'07" | 419.96' |
| 10 | S.E. | 00°06'00" | 338.44' |
| 11 | N.E. | 89°48'00" | 166.00' |
| 12 | S.E. | 00°06'00" | 220.00' |
| 13 | N.E. | 89°48'00" | 497.10' |




# HOUSER LANE NO. 3 REORGANIZATION

## 7.99 ACRES

MODESTO CITY COUNCIL
RESOLUTION NO. 87-51

A RESOLUTION ESTABLISHING MUNICIPAL OFF-STREET PARKING FACILITIES, PROVIDING FOR CONTROL THEREOF, AND RESCINDING RESOLUTION NO. 86-957.

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

SECTION 1. PARKING METER LOTS. The municipal off-street parking facilities specified on Exhibit "A" attached hereto are hereby established as parking meter lots to be controlled by parking meters. Parking time limits, rates of fees, and monthly fees for parking passes and reserved parking for said parking meter lots shall be as shown on Exhibit "A". Said Exhibit "A" is hereby incorporated by reference and made a part of this resolution.

SECTION 2. ATTENDANT LOTS. (a) The following municipal off-street parking facility is hereby established as a parking attendant lot:

(1) PAL-28 west side of 11th Street between I and J Streets

(b) Vehicular parking on said parking attendant lot shall be controlled and regulated by parking attendants as follows:

(1) PAL-28 from 8:00 a.m. to 6:00 p.m. Monday through Friday

(c) The rate of twenty-five cents (25¢) per hour or fraction thereof, unless validated in accordance with the provisions of Section 3-2.1604 of the Modesto Municipal Code, is hereby established for said parking attendant lot PAL-28. The price for validation stamps to be used with the validation system on said parking attendant lot, as provided by Section 3-2.1604 of the Modesto Municipal Code, shall be thirty cents (30¢) per stamp.

(d) The Director of Parking and Traffic may designate spaces in said parking attendant lot for the free parking of bicycles. When appropriate signs are erected, bicycles may be parked in such areas without charge.

(e) Monthly parking passes may be authorized by the Director of Parking and Traffic on said parking attendant lot PAL-28 when it does not encroach on the needs of shopper parking. The monthly charges for such passes shall be Twenty-five and no/100ths ($25.00) Dollars for PAL-28.

SECTION 3. PARKING TICKET LOTS. (a) The following municipal off-street parking facilities are hereby established as parking ticket lots:

(1) PTL-2 east side of 9th Street between I and J Streets, excepting the portion thereof which is Parking Meter Lot-2 (PML-2).

(2) PTL-20 west side of 10th Street between G and H Streets and south of PTL-23 (Old City Hall)

(3) PTL-23 west side of 10th Street between G and H Streets (Brack-Griffin)

(4) PTL-25 southeast corner of 9th and I Streets. (Parking in PTL-25/PML-25 is controlled by 10¢ per hour meters or 50¢ per day tickets.)

(5) PTL-34 southwest corner of 10th and K Streets

(b) Vehicular parking on said parking ticket lots PTL-2, PTL-20, PTL-23, and PTL-34 shall be controlled by means of ticket dispensing devices from 9:00 a.m. to 4:30 p.m., Monday through Friday. Vehicular parking on said parking ticket lot PTL-25/PML-25 shall be controlled by means of a ticket

dispensing device or parking meters from 9:00 a.m. to 6:00 p.m., Monday through Friday.

(c) The rate of fifty cents (50¢) per day or fraction thereof is hereby established for said parking ticket lots PTL-2, PTL-20, PTL-23, PTL-25 and PTL-34.

(d) Monthly parking passes may be authorized by the Director of Parking and Traffic on any parking ticket lot when it does not encroach on the needs of shopper parking. The monthly charges for such passes shall be Fifteen and no/100ths ($15.00) Dollars.

SECTION 4. RESERVED PARKING LOTS. (a) The following municipal off-street parking facilities are hereby designated as reserved parking lots:

(1) RPL-4a west side of 11th Street between H and I Streets (street level)

(2) RPL-39 south side of I Street between 10th and 11th Streets

(b) Vehicular parking on said reserved parking lots shall be controlled by signs and painted markings.

(c) Charges for reserved parking on RPL-4a and RPL-39 shall be Twenty-five and no/100ths ($25.00) Dollars per space per month.

SECTION 5. FREE PARKING LOTS. (a) The following municipal off-street parking facilities shall be free parking lots:

(1) PL-10 east side of 8th Street between I and K Streets

(2) PL-13 north side of H Street between 15th and 16th Street (Modesto Stanislaus Library)

(3) PL-15 east side of 11th Street between F and G Streets (north of Fire Station #1)

(4) PL-16 east side of 11th Street between F and G Streets (south of Fire Station #1)

(5) PL-27 Southern Pacific Depot between I and K Streets

(6) PL-31 between Downey Avenue, H, I, and 17th Streets (Lincoln School Site)

(b) Parking time limit on PL-13 shall be either no time limit or in portions as posted, a two-hour time limit 8:00 a.m. to 5:00 p.m., Monday through Friday.

SECTION 6. DISABLED PERSONS. Notwithstanding any other provision of this resolution, disabled persons, as defined in Section 22511.5 of the California Vehicle Code, displaying a distinguishing license plate or distinguishing placard issued pursuant to Section 22511.5 of the California Vehicle Code may park free in any of the municipal off-street parking facilities specified in this resolution, except in reserved parking spaces.

SECTION 7. EFFECTIVE DATE. The effective date of this resolution shall be January 20, 1987.

SECTION 8. RESCIND. Resolution No. 86-957 adopted August 12, 1986, is rescinded effective January 20, 1987.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of January 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

| PARKING METER LOT NUMBER | LOCATION | TIME LIMITS & FEE CLASSIFICATION | FEES FOR MONTHLY PASSES | MONTHLY FEE FOR RESERVED SPACE |
|---|---|---|---|---|
| 1. PML-2 | East side of 9th Street between I and J Streets, excepting the portion thereof which is Parking Ticket Lot-2 (PTL-2) | PM-1 | * | ** |
| 2. PML-2a | Alley between 9th, 10th, I and J Streets | PM-1 | * | ** |
| 3. PML-3 | Southeast corner of 12th and I Streets | PM-3 | * | ** |
| 4. PML-11 | Southwest corner of 10th and H Streets | PM-2 | * | $20.00*** |
| 5. PML-21 | Southwest corner of 11th and K Streets | PM-4 | $15.00 | ** |
| 6. PML-24 | Southeast corner of 9th and J Streets | PM-1 | * | ** |
| 7. PML-25 | Southeast corner of 9th and I Streets | PM-3***** | $15.00 | ** |
| 8. PML-30 | East side of 12th Street between J and K Streets | PM-6 | $25.00 | ** |
| 9. PML-32 | East side of 10th Street between J and K Streets | PM-1 | $15.00 | ** |
| 10. PML-33 | Northeast corner of 10th and H Streets | PM-1 | * | $25.00**** |
| 11. PML-35 | County Administration Lot, between 11th, 12th, G and H Streets | PM-5 | * | ** |
| 12. PML-40 | Former Crocker Bank Lot, 10th Near I Streets | PM-1 | * | $25.00*** |

* Monthly passes are not authorized
** Reserved spaces are not authorized
*** No limit on the number of spaces reserved
**** The number of spaces reserved is limited to a maximum of 15
***** Daily 50¢ parking tickets are also authorized

TIME LIMITS AND FEE CLASSIFICATION

PM-1: Three (3) hour limit, 9 a.m. to 6 p.m., Monday through Friday; five cents (5¢) per one-half (1/2) hour or fraction thereof.

PM-2: Five (5) hour limit, 9 a.m. to 6 p.m., Monday through Friday; five cents (5¢) per one-half (1/2) hour or fraction thereof.

PM-3: No time limit, 9 a.m. to 6 p.m., Monday through Friday; five cents (5¢) per one-half (1/2) hour or fraction thereof.

PM-4: No time limit, 9 a.m. to 6 p.m., Monday through Friday, twenty-five cents (25¢) per hour or fraction thereof.

PM-5: Time limit as posted, either twenty-four (24) minute, one hour or three hour time limit, 8 a.m. to 5 p.m., Monday through Friday, one cent (1¢) per six (6) minutes or fraction thereof.

PM-6: No time limit, 9 a.m. to 6 p.m., Monday through Friday, ten cents (10¢) per one-half (1/2) hour or fraction thereof.

MODESTO CITY COUNCIL
RESOLUTION NO. 87-52

A RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO INITIATING PROCEEDINGS ON ITS OWN MOTION FOR THE DESIGNATION OF AN AREA OF BENEFIT FOR THE PURPOSE OF ACQUIRING RIGHT OF WAY AND BUILDING A SIDEWALK AT 2405 E. ORANGEBURG AVENUE IN THE CITY OF MODESTO.

WHEREAS, Section 7-1.804 of the Modesto Municipal Code provides that the City Council may initiate proceedings on its own motion for the designation of an area of benefit for a proposed public facilities project by adopting a resolution stating its intention to do so, and

WHEREAS, Section 7-1.804 further provides that the City Council shall refer the proposed public facilities project to the City Manager and shall direct said City Manager with the assistance of City departments and, where appropriate, interested landowners, to make and file with the City Clerk a report in writing which shall contain provisions as set forth in said section, and

WHEREAS, the Director of Engineering Services has proposed that the Council initiate proceedings to establish Public Facilities District 2 for the purpose of acquiring right of way, and constructing curb, gutter and sidewalk at 2405 E. Orangeburg Avenue in the City of Modesto,

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

SECTION 1. The Council of the City of Modesto hereby states its intention to initiate proceedings to establish a public facilities project to be designated Public Facilities District 2 for the purpose of acquiring right

of way, and constructing curb, gutter and sidewalk at 2405 E. Orangeburg Avenue in the City of Modesto.

SECTION 2. The proposed public facilities project is hereby referred to the City Manager and the City Manager is directed, with the assistance of city departments to make and file with the City Clerk a report in writing containing all the pertinent information required by Section 7-1.804 of the Modesto Municipal Code for the purpose of establishing Public Facilities District 2.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of January, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

**MODESTO CITY COUNCIL**
**RESOLUTION NO.** 87-53

**A RESOLUTION APPROVING APPROPRIATION TRANSFER** OF $3,551 FROM THE GENERAL FUND CONTINGENCY RESERVE TO PURCHASE A LARGE BULLETIN BOARD

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

| | | |
|---|---|---|
| FROM: | Contingency Reserve (010 800 8000 8003) | $3,551 |
| TO: | Bulletin Board (Brown Act) (010 501 0501 5700) | $3,551 |

To appropriate funds for a weather-proof bulletin board for posting all Council, Commission, Board and Committee agendas, as required by State Brown Act amendments effective January 1, 1987.

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 20th **day of** January**, 19**87**, by Councilmember** Lang**, who moved its adoption, which motion being duly seconded by Councilmember** Sutton**, was upon roll call carried and the resolution adopted by the following vote:**

**AYES: Councilmembers:** Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger

**NOES: Councilmembers:** None

**ABSENT: Councilmembers:** Patterson

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-54

A RESOLUTION ACCEPTING AN AMENDED STATE OF CALIFORNIA CONSTRUCTION GRANT FOR WATER QUALITY CONTROL PLANT IMPROVEMENTS AND DISPOSAL FACILITIES (UNIT 2 AND UNIT 3)

WHEREAS, on September 11, 1984, City Council accepted a State Construction Grant for the Unit 2 and Unit 3 project in the amount of $5,551,250, covering the state portion of the cost of construction of the Unit 2 and Unit 3 projects of the City of Modesto's Water Quality Control Plant Improvement Project; and

WHEREAS, this original grant offer was based upon an Engineers' estimate prior to bid opening, and the City of Modesto was advised that the grant offer would be adjusted at a later date based upon the results of the bidding process.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that it hereby accepts the amended State grant offer in the amount of $6,244,875, covering the state portion of the cost of construction of the Unit 2 and Unit 3 projects of the City of Modesto's Water Quality Control Plant Improvement and Disposal Facilities project, and authorizes the City Manager to execute the amended grant 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 January, 1987, by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember Sutton , was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Patterson |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-55

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND WESTERN AERO, INC. TO ALLOW THEM TO OPERATE AN AIR TAXI OPERATION AT THE AIRPORT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Western Aero, Inc. to allow them to operate an air taxi operation at the Airport

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of January, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Patterson |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-56

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND C.J. RUMBLE AND SONS, FOR THE LEASE OF CHRYSLER 99 NO. 2 PARK SITE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and C.J. Rumble and Sons, for the lease of Chrysler 99 No. 2 Park site

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of January, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Patterson |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-57

A RESOLUTION APPROVING THE FINAL MAP OF THE WOODGLEN CONDOMINIUM SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, CPC/LEW, a joint venture, is possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 5.278 acres, known as the WOODGLEN CONDOMINIUM Subdivision, and

WHEREAS, a tentative map of said tract was approved by the City Planning Commission on the 15th day of September, 1986, and

WHEREAS, the Secretary of the Planning Commission of the City of Modesto has certified that the final map of said tract substantially conforms to the approved tentative map, and

WHEREAS, the City Engineer of the City of Modesto has certified that the final map of said WOODGLEN CONDOMINIUM 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, and

WHEREAS, all public improvements required by the City of Modesto have been completed in said tract,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said final map be approved; that the improvements completed in said tract be accepted; that the streets, alleys and easements as shown thereon within the boundaries of said tract be accepted on behalf of the public for public use; and that the City Clerk be authorized to certify the map of said tract on behalf of the City of Modesto after the fees and deposits required by the Modesto Municipal

Code in amounts determined by the City Engineer have been paid.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of January, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Patterson |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 87-58

A RESOLUTION ACCEPTING IMPROVEMENTS IN QUAIL MANOR SUBDIVISION AND AUTHORIZING RELEASE OF SECURITY ASSIGNMENTS

WHEREAS, Bailey Enterprises, subdividers of Quail Manor Subdivision, have filed security assignments for faithful performance and labor and materials in the amount of $476,300.00 and $238,150.00 respectively to guarantee improvements in Quail Manor Subdivision; and

WHEREAS, the Director of Public Works in a memorandum dated January 14, 1987, indicates that all work required by the subdivision agreement has been completed to the satisfaction of the Public Works Department; and

WHEREAS, the Director of Public Works has indicated that it would be in order for the City Council to accept the improvements in said subdivision as complete and authorize the City Clerk to file notice of completion and release the security assignments upon expiration of the statutory period.

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

1. The improvements in Quail Manor Subdivision are hereby accepted.
2. The City Clerk is hereby authorized to release the security assignment for faithful performance in the amount of $476,300.00 upon recordation of notice of completion.
3. The City Clerk is hereby authorized to release the security assignment for labor and materials in the amount of $238,150.00 upon expiration of the statutory period.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of January, 1987 by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Patterson |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-59

A RESOLUTION RE-/APPOINTING MEMBER OF THE AIRPORT ADVISORY COMMITTEE (WILLIAM BRADFORD)

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

SECTION 1. The following person is hereby re-/appointed to the Airport Advisory Committee for the respective term as indicated:

William Bradford - term to expire 1/1/91

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly re-/appointed member of the Airport Advisory Committee and the Secretary thereof.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of January, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Patterson |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

Committees
~~Youth Commission~~

MODESTO CITY COUNCIL
RESOLUTION NO. 87-60

A RESOLUTION RE-/APPOINTING MEMBER OF THE BOARD OF PERSONNEL APPEALS
(LEVIO GHILOTTI)

WHEREAS, Section 1102 of the Charter of the City of Modesto authorizes the City Council to appoint members to various Boards and Commissions;

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

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

Levio Ghilotti - term to expire 1/1/91

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of January, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-61

A RESOLUTION/RE-APPOINTING MEMBER OF THE BOARD OF ZONING ADJUSTMENT
(TIMOTHY FISHER)

WHEREAS, Section 1102 of the Charter of the City of Modesto authorizes the City Council to appoint members to various Boards and Commissions;

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

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

Timothy Fisher - term to expire 1/1/91

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of January, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-62

A RESOLUTION RE-APPOINTING MEMBER OF THE CULTURE COMMISSION (SHIRLEY ELKE)

WHEREAS, Section 1102 of the Charter of the City of Modesto authorizes the City Council to appoint members to various Boards and Commissions;

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

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

Shirley Elke - term to expire 1/1/91

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of January, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-63

A RESOLUTION RE-APPOINTING MEMBERSOF THE FARM-CITY COMMITTEE (CLARE GONSALVES AND ELLEN HARVEY)

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

SECTION 1. The following persons are hereby re-appointed to the Farm-City Committee for the respective term as indicated:

Clare Gonsalves - term to expire 5/1/89

Ellen Harvey - term to expire 5/1/90

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly re-appointed membersof the Farm-City Committee and the Secretary thereof.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of January, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Patterson |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

Committees
Youth Commission

MODESTO CITY COUNCIL
RESOLUTION NO. 87-64

A RESOLUTION RE-APPOINTING MEMBERS OF THE HUMAN RELATIONS COMMISSION(DAVID DILL, BARBARIAE BOYETTE)

WHEREAS, Section 1102 of the Charter of the City of Modesto authorizes the City Council to appoint members to various Boards and Commissions;

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

SECTION 1. The following persons are hereby re-appointed to the Human Relations Commission for the respective term as indicated:

David Dill - term to expire 1/1/91

Barbariae Boyette - term to expire 1/1/91

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of January, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-65

A RESOLUTION RE-APPOINTING MEMBER OF THE INTERNATIONAL FRIENDSHIP COMMITTEE (LANCE THOMPSON)

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

SECTION 1. The following person is hereby re-appointed to the International Friendship Committee for the respective term as indicated:

Lance Thompson - term to expire 1/1/91

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly re-appointed member of the International Friendship Committee and the Secretary thereof.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of January, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Patterson |

ATTEST: Norma Coyle
NORMA COYLE, City Clerk

Committees
Youth Commission

MODESTO CITY COUNCIL
RESOLUTION NO. 87-66

A RESOLUTION RE-/APPOINTING MEMBER OF THE PLANNING COMMISSION (DAVID GALLAGHER)

WHEREAS, Section 1102 of the Charter of the City of Modesto authorizes the City Council to appoint members to various Boards and Commissions;

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

SECTION 1. The following person is hereby re-/appointed to the Planning Commission for the respective term as indicated:

David Gallagher - term to expire 1/1/91

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of January, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-67

A RESOLUTION APPOINTING MEMBERS OF THE AIRPORT ADVISORY COMMITTEE (JANICE GRAY, KAREN BOLLINGER, AND DAVID MESENHIMER)

WHEREAS, Section 1102 of the Charter of the City of Modesto authorizes the City Council to appoint members to various Boards and Commissions;

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

SECTION 1. The following persons are hereby appointed to the Airport Advisory Committee for the respective term as indicated:

| | |
|---|---|
| Janice Gray | - term to expire 1/1/91 |
| Karen Bollinger | - term to expire 1/1/91 |
| David Mesenhimer | - term to expire 1/1/91 |

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed members of the Airport Advisory Committee and the Secretary thereof.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of January, 1987, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-68

A RESOLUTION APPOINTING MEMBER OF THE BOARD OF BUILDING APPEALS
(RANDALL CAVANAGH)

WHEREAS, Section 1102 of the Charter of the City of Modesto authorizes the City Council to appoint members to various Boards and Commissions;

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

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

Randall Cavanagh
2249 Morningside Drive Term to expire - 1/1/91
Modesto, Ca. 95355

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of January, 19 87, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-69

A RESOLUTION APPOINTING MEMBER OF THE YOUTH COMMISSION (SUZI DOXEY)

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

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

Suzi Doxey, Beyer High School
3425 Mansfield Lane
Modesto, Ca. 95350

Term to expire 6/1/87

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of January, 1987, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Patterson |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

Committees
Youth Commission

MODESTO CITY COUNCIL
RESOLUTION NO. 87-70

A RESOLUTION DENYING THE APPEAL OF HOLLANDIA ESTATES/DUTCH MEADOWS AD HOC HOMEOWNERS ASSOCIATION TO A DECISION OF THE PLANNING COMMISSION GRANTING THE VESTING TENTATIVE SUBDIVISION MAP FOR DUTCH FAIRE SUBDIVISION, AND UPHOLDING THE DECISION OF THE PLANNING COMMISSION.

WHEREAS, the vesting tentative map of the Dutch Faire Subdivision was filed in the office of the Secretary of the Planning Commission on November 10, 1986, in accordance with the provisions of Section 4-4.401 of the Modesto Municipal Code, and

WHEREAS, copies of said vesting tentative map have been sent to the Stanislaus Union Elementary School and Modesto High School Districts, the Modesto Irrigation District, the local utility companies, and the City Engineering Services and Parking and Traffic Departments, and

WHEREAS, city services, including sewer and water facilities, are available, and

WHEREAS, the area can be served by schools in the Stanislaus Union and Modesto High School Districts and by Fire Station No. 6 at Standiford Avenue and Hahn Drive, 1 mile distant, and

WHEREAS, a public hearing was held by the Planning Commission on December 15, 1986, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, at which hearing evidence both oral and documentary was received and considered, and

WHEREAS, at said public hearing the Planning Commission found and determined that the vesting tentative map of Dutch Faire Subdivision, filed in the office of the Secretary of the Planning Commission on November 10, 1986,

should be granted for the reasons set forth in Planning Commission Resolution No. 86-195, and quoted below:

1. That the proposed subdivision, together with the provisions for its design and improvements, is consistent with the General Plan and applicable specific plans of the City of Modesto and the Subdivision Map Act of the State of California.

2. That the discharge of waste from the proposed subdivision into the existing sewer system will not result in a violation of existing requirements by the California Regional Water Quality Control Board pursuant to Division 7 (commencing with Section 13000) of the Water Code of the State of California.

and

WHEREAS, thereafter, by Resolution No. 86-195 adopted on December 15, 1986, the Planning Commission granted the vesting tentative map of Dutch Faire Subdivision, subject to the following conditions:

1. That all subdivision improvements shall be constructed in accordance with City of Modesto Standard Specifications and as required by the Director of Engineering Services pursuant to improvement plans.

2. That street barricades shall be constructed at the end of all deadend streets as required by the Director of Engineering Services pursuant to improvement plans.

3. That public utility easements as required by the utility companies serving the subdivision shall be dedicated by the final map.

4. That irrigation lines within the subdivision shall be removed, protected, or relocated as required by the Modesto Irrigation District and the Director of Engineering Services. Appropriate easements for irrigation lines to remain shall be dedicated as necessary.

5. That street names shall be changed to correspond to existing names at four-way intersections.

and

WHEREAS, by letter dated December 22, 1986, an appeal to the decision of the Planning Commission granting the vesting tentative map of Dutch Faire Subdivision was filed by Hollandia Estates/Dutch Meadows Ad Hoc Homeowners Association, and

WHEREAS, said appeal was set for public hearing before the City Council at its regular meeting place located in the Council Chambers in the City Hall, 801 11th Street, Modesto, California, at 7:30 p.m. on January 27, 1987, and

WHEREAS, at said meeting, after hearing evidence both oral and documentary, the Council of the City of Modesto found and determined that said appeal to the decision of the Planning Commission granting the vesting tentative map of Dutch Faire Subdivision should be denied, and

WHEREAS, at said meeting the Council reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a Negative Declaration in regard to the environmental impact of the proposed vesting tentative subdivision map,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby finds and determines that the appeal of Hollandia Estates/Dutch Meadows Ad Hoc Homeowners Association, to the decision of the Planning Commission granting the vesting tentative map for Dutch Faire Subdivision is hereby denied for the reasons set forth below and for the reasons set forth in the Planning Commission Resolution No. 86-195 and quoted above, and the decision of the Planning Commission is hereby affirmed:

1. Based upon the written and oral evidence presented to the City Council, and based upon consideration of such evidence as presented, the City Council finds and determines that no substantial evidence was presented that

the proposed subdivision will have a significant effect on the environment with respect to earth, water, plant life, animal life, noise, light and glare, material resources, hazards, population, housing, transportation/circulation, public services, energy, utilities, health, aesthetics, recreational or archaeological/historical considerations.

2. Based upon the written and oral evidence presented to the City Council, and based upon consideration of such evidence as presented, the City Council finds and determines that the proposed subdivision does not involve a substantial change or alteration from planned land use as set forth in the City of Modesto's General Plan or adopted zoning and development policies.

3. Based upon the written and oral evidence presented to the City Council, and based upon consideration of such evidence as presented, the City Council finds and determines that the proposed subdivision will not have a significant adverse impact on the functioning of the neighborhood in which it is located.

4. Based upon the written and oral evidence presented to the City Council, and based upon consideration of such evidence as presented, the City Council finds and determines that the proposed subdivision will not result in significant growth beyond the Modesto Urban Area General Plan.

5. Based upon the written and oral evidence presented to the City Council, and based upon consideration of such evidence as presented, the City Council finds and determines that the proposed subdivision does not have the potential to degrade the quality of the environment, or curtail the diversity of species or habitats in the environment.

6. Based upon the written and oral evidence presented to the City Council, and based upon consideration of such evidence as presented, the City

Council finds and determines that the proposed subdivision does not have the potential to achieve short-term to the disadvantage of long-term environmental goals.

7. Based upon the written and oral evidence presented to the City Council, and based upon consideration of such evidence as presented, the City Council finds and determines that the proposed subdivision will not have impacts which are individually limited, but cumulatively considerable.

8. Based upon the written and oral evidence presented to the City Council, and based upon consideration of such evidence as presented, the City Council finds and determines that the proposed subdivision will not have environmental effects which will cause substantial adverse effects on people, either directly or indirectly.

BE IT FURTHER RESOLVED by the Council that it hereby certifies it has reviewed the findings of the City of Modesto Environmental Assessment Committee which resulted in a Negative Declaration and based upon all written and oral evidence presented and considered by the City Council and for the reasons set forth above, the City Council finds and determines that substantial evidence was not presented that the project may have a significant environmental impact and directs that a Notice of Determination of a Negative Declaration be filed with the Stanislaus County Clerk by the Director of Planning and Community Development.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of January, 1987, by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Patterson, Sutton, Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: McGrath, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 87-71

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE RELOCATION OF THE REFUSE COMPACTOR PAD

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

SECTION 1. The plans and specifications for the relocation of the refuse compactor pad to the City Corporation Yard at 501 N. Jefferson copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on February 24, 1987, at 11:00 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of January, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Whiteside<br>Acting Mayor Sutton |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-72

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING TWO INDUSTRIAL TRUCKS

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

SECTION 1. The plans and specifications for the purchase of two industrial trucks

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on February 24, 1987, at 3:00 p.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of January, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-73

A RESOLUTION ACCEPTING THE BID OF THE WARDEN'S OFFICE, HEALEY AND POPOVICH, JHL OFFICE INTERIORS AND DURST OFFICE INTERIORS FOR FURNISHING SHELVING, WORKBENCHES AND OFFICE FURNITURE

WHEREAS, Resolution No.86-135Q adopted by the Council of the City of Modesto on December 16, 1986, approved the plans and specifications for the purchase of shelving, workbenches, and office furniture and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of shelving, workbenches, and office furniture were opened at 3:05 p.m. on January 13, 1987, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bids of Warden's Office, Healey and Popovich, JHL Office Interiors and Durst Office Interiors be accepted as the lowest responsible bids.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bids of Warden's Office, Healey and Popovich, JHL Office Interiors and Durst Office Interiors be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of January, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-74

A RESOLUTION ACCEPTING THE BID OF H.V. CARTER COMPANY, INC. FOR FURNISHING ONE TURF TRUCK

WHEREAS, Resolution No. 86-1323 adopted by the Council of the City of Modesto on December 9, 1986, approved the plans and specifications for the purchase of one turf truck and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of one turf truck were opened at 3:00 p.m. on January 6, 1987, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of H.V. Carter Company, Inc. for the total price of $6,016 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of H.V. Carter Company, Inc. for the total price of $6,016 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of January, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-75

A RESOLUTION ACCEPTING THE CONSTRUCTION OF PELANDALE PARK SIDEWALKS AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering , that the construction of Pelandale Park sidewalks

has been completed by Conco-West, Inc.
in accordance with the contract agreement dated November 25, 1986 .

NOW, THEREFORE, BE IT RESOLVED that the construction of Pelandale Park sidewalks

be accepted from said contractor, Conco-West, Inc. ;
that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $9,528.20 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of January, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside
Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-76

A RESOLUTION ACCEPTING THE DRILLING, CASING AND TESTING OF WELL NO. 50 AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering, that the drilling, casing and testing of Well No. 50

has been completed by Osterberg and Stewart

in accordance with the contract agreement dated October 7, 1986.

NOW, THEREFORE, BE IT RESOLVED that the drilling, casing and testing of Well No. 50

be accepted from said contractor, Osterberg and Stewart; that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $25,567 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of January, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-77

A RESOLUTION ACCEPTING THE CONSTRUCTION OF 1986 CURB DRAIN INLET REPAIR AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering, that the construction of 1986 curb drain inlet repair

has been completed by George Reed, Inc.,

in accordance with the contract agreement dated September 23, 1986.

NOW, THEREFORE, BE IT RESOLVED that the construction of the 1986 curb drain inlet repair

be accepted from said contractor, George Reed, Inc.;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $18,815 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of January, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-78

A RESOLUTION ACCEPTING THE CONSTRUCTION OF THE AIRPORT ACCESS ROAD, T-HANGAR RECONSTRUCTION AND HELIPORT CONSTRUCTION

WHEREAS, a report has been filed by the Director of Engineering , that the construction of the Airport access road, T-hangar reconstruction and heliport construction has been completed by Granite Construction Company in accordance with the contract agreement dated March 18, 1986 .

NOW, THEREFORE, BE IT RESOLVED that the construction of the Airport access road, T-hangar reconstruction and heliport construction

be accepted from said contractor, Granite Construction Company ; that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $329,663.79 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of January, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-79

A RESOLUTION ACCEPTING THE BID OF AL BARR DESIGN ASSOCIATES FOR THE MODESTO CENTRE PLAZA GRAPHIC IMAGE DESIGN SERVICES

WHEREAS, Resolution No. 86-954, adopted by the Council of the City of Modesto on August 12, 1986, approved the plans and specifications for the Modesto Centre Plaza graphic image design services and authorized the calling for bids; and

WHEREAS, the bids received for the Modesto Centre Plaza graphic image design services were opened at 3:00 p.m. on September 2, 1986, and later tabulated by the Director of Parks and Recreation for the consideration of the Council; and

WHEREAS, the Director of Parks and Recreation has recommended that the bid of Al Barr Design Associates in the amount of $13,780 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Al Barr Design Associates in the amount of $13,780 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of January, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, Muratore, Whiteside, Acting Mayor Sutton |
| NOES: | Councilmembers: | McGrath, Patterson |
| ABSENT: | Councilmembers: | Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-80

A RESOLUTION WAIVING FORMAL BID PROCEDURE AND AUTHORIZING PURCHASE OF THE IBM VSE/SP OPERATING SYSTEM FROM IBM FOR INSTALLATION ON THE IBM 4361

WHEREAS, the Data Processing Division of Finance is requesting the purchase of the IBM VSE/SP operating system from IBM for installation on the IBM 4361.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the purchase of the IBM VSE/SP operating system is hereby waived.

BE IT FURTHER RESOLVED that purchase of the IBM VSE/SP operating system from IBM for installation on the IBM 4361 for an estimated total cost, including installation of $22,036, 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 January, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-81

A RESOLUTION WAIVING FORMAL BID PROCEDURE AND AUTHORIZING THE INSTALLATION OF IBM VSE/SP OPERATING SYSTEM SOFTWARE ON THE IBM 4361 BY AMERICAN MANAGEMENT SYSTEMS

WHEREAS, the Data Processing Division of Finance is purchasing an IBM VSE/SP operating system from IBM for installation on the IBM 4361.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that formal bid for the installation of the IBM VSE/SP operating system software on the IBM 4361 is hereby waived.

BE IT FURTHER RESOLVED by the Council of the City of Modesto that installation of IBM VSE/SP operating system software on the IBM 4361 by American Management Systems, 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 January, 1987, by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember Whiteside , was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-82

A RESOLUTION OF INTENTION TO ESTABLISH A PUBLIC FACILITIES DISTRICT FOR THE PURPOSE OF ACQUIRING RIGHT OF WAY AND BUILDING A SIDEWALK AT 2405 E. ORANGEBURG AVENUE IN THE CITY OF MODESTO.

WHEREAS, Section 7-1.804 of the Modesto Municipal Code provides that the City Council may initiate proceedings for the designation of an area of benefit for a proposed public facilities project by adopting a resolution stating its intention to do so, and

WHEREAS, Section 7-1.804 further provides that the City Council shall refer the proposed public facilities project to the City Manager and shall direct said City Manager with the assistance of City departments and, where appropriate, interested landowners, to make and file with the City Clerk a report in writing which shall contain the information required by said section, and

WHEREAS, Section 7-1.805 of the Modesto Municipal Code provides that upon receipt of the report described in Section 7-1.804, the City Council may declare its intention to designate an area of benefit by adoption of a resolution of intention, and

WHEREAS, on January 20, 1987 this Council adopted Resolution No. 87-52 which proposed to establish Public Facilities District 2 for the purpose of acquiring right of way and constructing curb, gutter and sidewalk at 2405 E. Orangeburg Avenue in the City of Modesto, and

WHEREAS, the City Manager has caused the Director of Engineering Services to prepare and submit to this Council a report dated January 21, 1987, which report contains the information required by Section 7-1.804 of the

Modesto Municipal Code, a copy of which report is attached hereto, marked Exhibit A, and incorporated herein by reference,

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

SECTION 1. The Council of the City of Modesto hereby declares its intention to establish Public Facilities District 2 for the purpose of acquiring right of way and constructing curb, gutter and sidewalk at 2405 E. Orangeburg Avenue in the City of Modesto.

SECTION 2. The report prepared by the Director of Engineering Services dated January 21, 1987, marked Exhibit A, and incorporated herein by reference, sets forth all the information required by subsections (a) through (f) of Section 7-1.805 of the Modesto Municipal Code for the purpose of establishing Public Facilities District 2.

SECTION 3. Notice is hereby given that February 17, 1987, at the hour of 4:00 p.m., in the Council Chambers, 801 11th Street, Modesto, California, is hereby fixed as the time and place for hearing all persons interested in or objecting to the designation of the area of benefit relating to the proposed establishment of Public Facilities District 2.

SECTION 4. The City Clerk is hereby directed to cause to be published in full in The Modesto Bee, the official newspaper of the City of Modesto, the date, place and hour of said hearing once each week for two (2) successive weeks before the date set for said hearing and by mailing copies of the resolution of intention to the owners of the properties located within the proposed area of benefit at the addresses shown on the last equalized assessment roll, or as otherwise known to the City Clerk, or by any other

means which the City Clerk finds reasonably calculated to apprise affected landowners of the hearing.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of January, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

CITY OF MODESTO

# M E M O R A N D U M

Date: January 21, 1987

TO: City Clerk

FROM: City Manager

SUBJECT: Public Facilities District No. 2

The City Council, at its January 20, 1987 meeting, directed the City Manager to file with the City Clerk a report on the formation of the subject public facilities district.

The purpose of the District is to acquire right of way and to construct 167 lineal feet of sidewalk and curb in front of the property at 2405 E. Orangeburg. Sidewalks are necessary for public safety in that such sidewalks provide a safe haven for pedestrians.

The following information is required by Section 7-1.804 of the Modesto Municipal Code:

A. Implementation Program: Funds for the project are in account 130-430-P001-6000 entitled Widen Major Streets. The City will front the money and obtain reimbursements from the property owner through an assessment procedure.

B. Facility Description: Acquire a 10' strip of right of way along the property frontage. Construct 167 lineal feet of curb and 5' wide sidewalk. Install asphalt concrete pavement to match existing roadway. Asphalt concrete pavement will not be at the expense of the property owner. Relocate irrigation structures. The MID will relocate these structures at no cost to the City or the property owner.

C. Estimated Cost of Project:

| | |
|---|---|
| Appraisals | $2,000 |
| Land Purchase | $6,680 |
| Property Agent Expenses | $ 460 |
| Construction of Curb/Sdw. | $3,700 |
| Incidental Expenses Case 2 | $ 114 |
| Total | $12,954 |

The construction schedule is set to start on or about June 15, 1987 and to be completed three weeks thereafter.

D. Program Establishing Schedule & Costs: See Paragraph C above.

E. The Area of Benefit: The property included in assessor's Parcel No. 67-33-08 also known as 2405 E. Orangeburg Avenue. This area of benefit is shown on the attached drawing and listed as Christiansen Farm House.

EXHIBIT "A"

F. All public improvements are the responsibility of property owners: It follows that the property owner is responsible for construction. The one property is the only beneficiary. Property owners dedicate right of way in the process of usual developments. Lacking such dedication, the City is obliged to purchase the right of way. Right of way purchase costs are recouped at the earliest possible assessment schedule. City sets the interest rate based on current market value of money. Assessment for sidewalk construction costs are spread over 10 years in accordance with the City policy in the Mandatory Sidewalk Program. No payment may be less than $50. See attached estimate and payment schedules. There are separate schedules for right of way and for construction.

G. Total Estimated Cost of the Project: The total estimated cost of the project is $12,954. The entire sum of $12,954 will be advanced by the City. Attention is called to the attached estimates which clearly show that the property owner would be assessed administrative costs which are included in the total cost of the project.

H. The entire project lies within the corporate boundaries of the City of Modesto. Consent of other political jurisdictions is not required.

It is recommended that the Council adopt a Resolution of Intention, incorporating the above information and hold a public hearing on February 17, 1987 at 4 p.m. in the City Council Chamber; and direct the City Clerk to mail the Resolution of Intention and Notification of Hearing to the property owner. (Section 7-1-805 and Section 7-1.806 MMC)

Garth Lipsky
City Manager

By Alfred Kaufman
Director of Engineering

GL:AK:cd
Attachments - Map & Estimates
cc: City Attorney
City Manager
City Clerk
Property Agent
Finance Director
Director of Engineering
Mr. Carl Christiansen
2405 E. Orangeburg
Modesto, CA. 95355
Mr. Richard Gates
1125 Springcreek Dr.
Modesto, CA. 95355

*** COST ESTIMATE ***

| ITEM | QUANTITY | UNITS | PRICE | TOTAL |
|---|---|---|---|---|
| APPRAISAL | 1 | LS | $2000.00 | $2000.00 |
| PROPERTY AGENT EXPENSE | 1 | LS | $460.00 | $460.00 |
| LAND PURCHASE | 1670 | SQ FT | $4.00 | $6680.00 |
| | | | | ========== |
| TOTAL RIGHT OF WAY | | | | $9140.00 |

*** ASSESSMENT SCHEDULE ***

| SEQUENCE | YEAR | PRINCIPAL PAYMENT | BALANCE DUE | INTEREST PAYMENT @ 7% | TOTAL PAYMENT |
|---|---|---|---|---|---|
| 1 | 1987 | $9140.00 | $0.00 | $639.80 | $9779.80 |
| 2 | 1988 | | | | |
| 3 | 1989 | | | | |
| 4 | 1990 | | | | |
| 5 | 1991 | | | | |
| 6 | 1992 | | | | |
| 7 | 1993 | | | | |
| 8 | 1994 | | | | |
| 9 | 1995 | | | | |
| 10 | 1996 | | | | |
| | | ========== | | | ========== |
| TOTALS | | $9140.00 | | | $9779.80 |

*** ANALYSIS ***

PROPERTY OWNER WILL RECEIVE $6680 FROM CITY IN THE FORM OF LAND PURCHASE. HE WILL BE ASSESSED $9140, AT A NET LOSS TO HIM OF $2460. IT IS CLEARLY IN THE BEST INTEREST OF THE PROPERTY OWNER TO DEDICATE THE RIGHT-OF-WAY.

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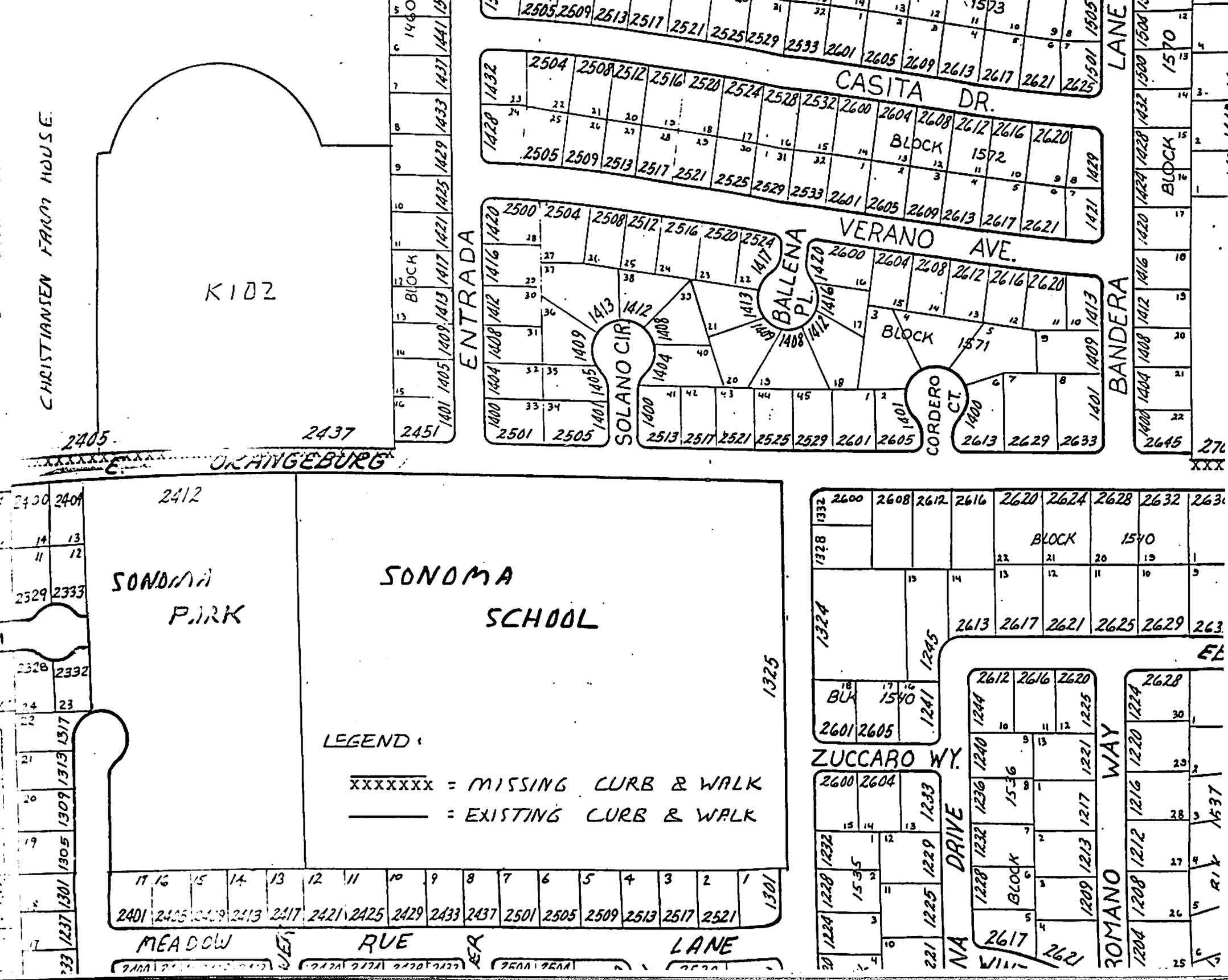
*** COST ESTIMATE ***

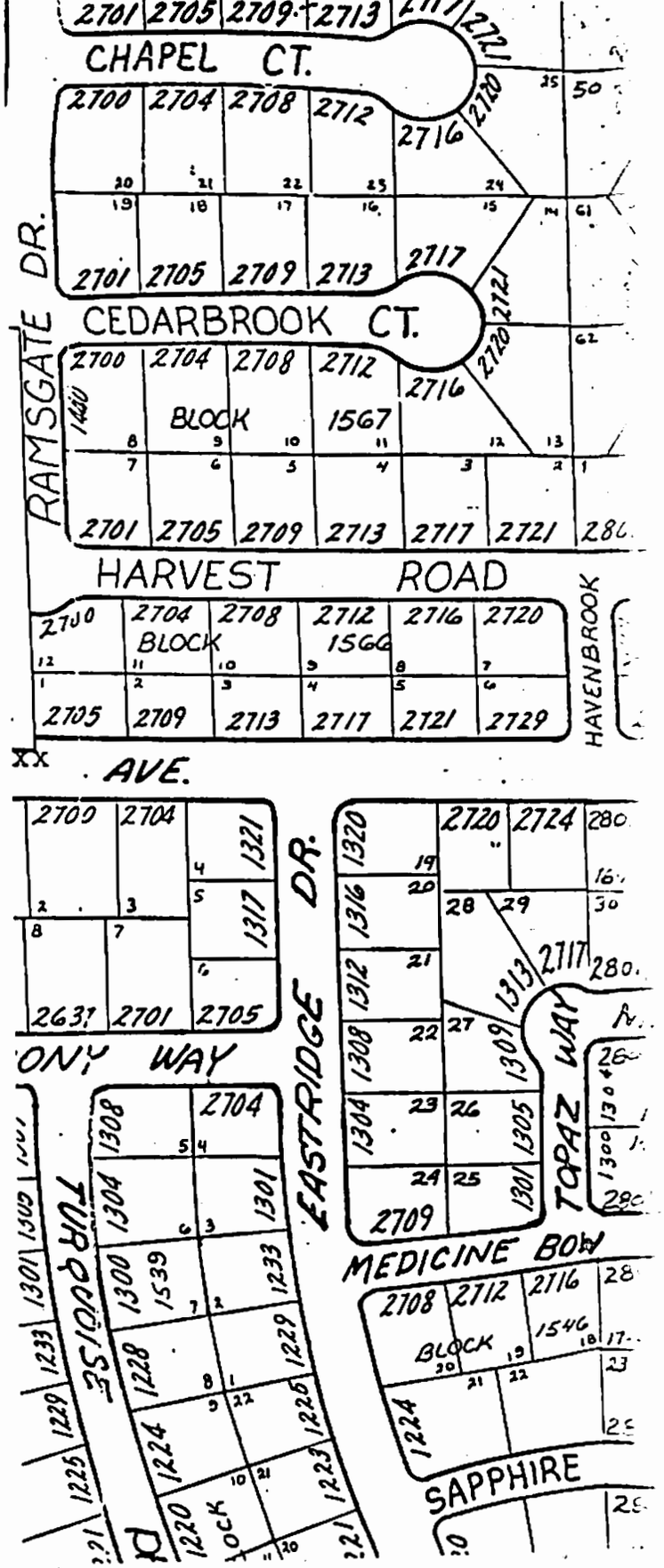
| ITEM | QUANTITY | UNITS | PRICE | TOTAL |
|---|---|---|---|---|
| CURB AND GUTTER | 167 | LF | $14.00 | $2338.00 |
| SIDEWALK | 835 | SQ FT | $1.63 | $1361.05 |
| INCIDENTAL EXPENSES | 1 | LS | $114.00 | $114.00 |
| | | | | ========== |
| TOTAL RIGHT OF WAY | | | | $3813.05 |

*** ASSESSMENT SCHEDULE ***

| SEQUENCE | YEAR | PRINCIPAL PAYMENT | BALANCE DUE | INTEREST PAYMENT @ 7% | TOTA PAYMEN |
|---|---|---|---|---|---|
| 1 | 1987 | $381.31 | $3431.75 | $240.22 | $621.53 |
| 2 | 1988 | $381.31 | $3050.44 | $213.53 | $594.84 |
| 3 | 1989 | $381.31 | $2669.14 | $186.84 | $568.14 |
| 4 | 1990 | $381.31 | $2287.83 | $160.15 | $541.45 |
| 5 | 1991 | $381.31 | $1906.53 | $133.46 | $514.76 |
| 6 | 1992 | $381.31 | $1525.22 | $106.77 | $488.07 |
| 7 | 1993 | $381.31 | $1143.92 | $80.07 | $461.38 |
| 8 | 1994 | $381.31 | $762.61 | $53.38 | $434.69 |
| 9 | 1995 | $381.31 | $381.31 | $26.69 | $408.00 |
| 10 | 1996 | $381.31 | $0.00 | $0.00 | $381.31 |
| | | ========== | | | ========== |
| TOTALS | | $3813.05 | | | $5014.16 |

FILE=PFD2-2
JAN 13 87


CHRISTIANSEN FARM HOUSE
K102
2405
2437
2451
E. ORANGEBURG
BLOCK 1460
CASITA DR.
BLOCK 1572
VERANO AVE.
BLOCK 1571
ENTRADA
SOLANO CIR.
BALLENA PL.
CORDERO CT.
BANDERA
LANE
BLOCK 1570
BLOCK 1540
SONOMA PARK
SONOMA SCHOOL
LEGEND:
XXXXXXX = MISSING CURB & WALK
——— = EXISTING CURB & WALK
MEADOW
RUE
LANE
ZUCCARO WY.
DRIVE
ROMANO
WAY


CHAPEL CT.
CEDARBROOK CT.
RAMSGATE DR.
BLOCK 1567
HARVEST ROAD
BLOCK 1566
HAVENBROOK
AVE.
EASTRIDGE DR.
TOPAZ WAY
MEDICINE BOW
BLOCK 1546
SAPPHIRE
TUR QUOISE
BLOCK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-83

A RESOLUTION ADOPTING GUIDELINES AND CRITERIA FOR REQUESTS FOR COMMUNITY DEVELOPMENT BLOCK GRANT FUNDING.

WHEREAS, on May 20, 1986, a public hearing was held by the City Council to discuss the 1986-87 Community Development Block Grant (CDBG) application, at which time the Council requested that guidelines be developed for funding other organizations before the application process began for Fiscal Year 1987-88, and

WHEREAS, the Citizens Housing and Community Development Committee has recommended the following funding guidelines for organizations seeking CDBG funding:

1. Requests for funding will be accepted only during the CDBG application process in February - April each year.

2. Requests for funding will be accepted only for projects involving physical rehabilitation of a building or a residence, public improvements, and economic development.

and

WHEREAS, the Citizens Housing and Community Development Committee has further recommended the following five criteria to judge requests for CDBG funding:

1. Management capability of applicant/organization. How capable are they of managing the proposed project?

2. Clear description of project. How well defined and practical is the project, and is it an eligible activity as defined by HUD? Hiring of staff with CDBG funds is generally not approved by the City.

3. Leveraging of funds. Is there outside or matching funding, or is CDBG paying for the whole program?

4. One time or continual funding. Will the project or program be self-supporting in the future, or will CDBG be required to support it?

5. Clear and measurable accomplishments. What will be accomplished within the year in measurable terms so performance can be evaluated?

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby adopts the guidelines and criteria set forth above for organizations seeking CDBG funding, as recommended by the Citizens Housing and Community Development Committee.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of January, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 87-84

A RESOLUTION APPROVING THE FINAL MAP OF THE PIONEER VILLAGE NO. 3 SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, JAMES HORN CONSTRUCTION COMPANY, a California corporation

is (~~are~~) possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 5.215 acres, known as the PIONEER VILLAGE NO. 3 Subdivision, and

WHEREAS, a tentative map of said tract was approved by the Planning Commission of the City of Modesto on the 16th day of July, 1984, and

WHEREAS, the Secretary of the Planning Commission of the City of Modesto has certified that the final map of said tract substantially conforms to the approved tentative map, and

WHEREAS, the City Engineer of the City of Modesto has certified that the final map of said PIONEER VILLAGE NO. 3 Subdivision meets all of the provisions of the California Subdivision Map Act and the provisions of the Modesto Municipal Code relating to subdivisions, and that the map is technically correct,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said final map be approved; that the streets, alleys and

easements as shown thereon within the boundaries of said tract be accepted on behalf of the public for public use; and that the City Clerk be authorized to certify the map of said tract on behalf of the City of Modesto after the fees and deposits required by the Modesto Municipal Code in amounts determined by the City Engineer have been paid, and subdividers have furnished securities, as set forth in Section 4-4.605 of the Modesto Municipal Code, which shall secure the obligations set forth in Section 66499.3 of the Government Code of the State of California. Said securities shall be in forms acceptable to the City Attorney and in the amounts required by the Agreement hereinafter referred to.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of January, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Council-

member Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 87-85

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND BOB AND BARBARA DAVIS FOR WATER SERVICE TO PROPERTY OUTSIDE CITY LIMITS AT 801 DOVER AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Bob and Barbara Davis for water service to property outside City limits at 801 Dover Avenue located on the north side of Dover Street between Pearson Avenue and Church Lane

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of January, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-86

A RESOLUTION APPOINTING MEMBERS OF THE INTERNATIONAL FRIENDSHIP COMMITTEE (JOHN BREE AND LOLLIE FAGUNDES)

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

SECTION 1. The following persons are hereby appointed to the International Friendship Committee for the respective term as indicated:

John Bree - term to expire 1/1/90

Lollie Fagundes - term to expire 1/1/88

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed members of the International Friendship Committee and the Secretary thereof.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of January, 1987, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

Committees

MODESTO CITY COUNCIL
RESOLUTION NO. 87-87

A RESOLUTION ACCEPTING THE BID OF MCCOY'S SUPERTREAD IN CERES FOR FURNISHING THE CITY'S ANNUAL TIRE RECAPPING REQUIREMENTS

WHEREAS, Resolution No. 87-4, adopted by the Council of the City of Modesto on January 6, 1987, approved the plans and specifications for the purchase of annual tire recapping requirements and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of annual tire recapping requirements were opened at 3:15 p.m. on January 20, 1987, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of McCoy's Supertread in Ceres in the amount of $13,177 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of McCoy's Supertread in Ceres in the amount of $13,177 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of February, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-88

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE REMODELING OF SHOP BUILDING NO. 4 AT THE CITY CORPORATION YARD

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

SECTION 1. The plans and specifications for the remodeling of shop building No. 4 at the City Corporation Yard copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on February 24, 1987, at 11:05 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of February, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-89

A RESOLUTION ACCEPTING THE EMERALD AVENUE RECONSTRUCTION FROM MAZE TO KANSAS AND MISCELLANEOUS OVERLAYS AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering, that the Emerald Avenue reconstruction from Maze to Kansas and miscellaneous overlays has been completed by Teichert Construction in accordance with the contract agreement dated June 17, 1986.

NOW, THEREFORE, BE IT RESOLVED that the Emerald Avenue reconstruction from Maze to Kansas and miscellaneous overlays

be accepted from said contractor, Teichert Construction; that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $717,913.57 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of February, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-90

A RESOLUTION ACCEPTING WITH REGRET THE RESIGNATION OF JACK SCHMID FROM THE HUMAN RELATIONS COMMISSION, EFFECTIVE FEBRUARY 3, 1987

WHEREAS, Jack Schmid was appointed a member of the Human Relations Commission on March 13, 1984; and

WHEREAS, Jack Schmid has tendered his resignation from the Human Relations Commission, effective February 3, 1987; and

WHEREAS, Jack Schmid has been a devoted and sincere public servant and has contributed greatly to our civic progress,

NOW, THEREFORE, BE IT RESOLVED that the resignation of Jack Schmid from the Human Relations Commission be, and hereby is accepted with regret.

BE IT FURTHER RESOLVED that the Council of the City of Modesto, on its own behalf, and on behalf of the citizens of this City, hereby expresses its sincere appreciation to Jack Schmid for his outstanding service to the community.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of February, 1987, by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember Whiteside , was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-91

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND J.H. KLEINFELDER & ASSOCIATES FOR ENVIRONMENTAL MANAGEMENT SERVICES ON THE SOLVENT CLEANUP OF BLOCK 58

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and J.H. Kleinfelder & Associates for environmental management services on the solvent cleanup of Block 58

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of February, 19 87, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, Muratore, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | McGrath, Patterson |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL**
**RESOLUTION NO.** 87-92

**A RESOLUTION APPROVING APPROPRIATION TRANSFER** OF $175,000 FROM THE WATER EXIGENCY FUND TO THE SOLVENT CLEANUP OF BLOCK 58 PROJECT

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

| | | |
|---|---|---|
| FROM: | Water Exigency Fund (510 800 8000 8004) | $175,000 |
| TO: | Solvent Cleanup Block 58 (610 480 P846 6000) | $175,000 |

Funds needed for engineering management and consulting services to be provided by J.H. Kleinfelder and Associates, on the solvent cleanup of Block 58 project.

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 3rd **day of** February, **19**87, **by Councilmember** Sutton, **who moved its adoption, which motion being duly seconded by Councilmember** Lang, **was upon roll call carried and the resolution adopted by the following vote:**

**AYES:** **Councilmembers:** Lang, Muratore, Sutton, Whiteside, Mayor Mensinger

**NOES:** **Councilmembers:** McGrath, Patterson

**ABSENT:** **Councilmembers:** None

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-93

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND** BIG VALLEY GRACE COMMUNITY CHURCH FOR WATER SERVICE TO PROPERTY OUTSIDE THE CITY LIMITS ON THE EAST SIDE OF TULLY ROAD, NORTH OF M.I.D. LATERAL NO. 6

**BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and** the Big Valley Grace Community Church for water service to property outside the City limits on the east side of Tully Road, north of M.I.D. Lateral No. 6

**be, and it is hereby approved.**

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

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 3rd **day of** February, **19** 87, **by Councilmember** Lang, **who moved its adoption, which motion being duly seconded by Councilmember** Whiteside, **was upon roll call carried and the resolution adopted by the following vote:**

| | | |
|---|---|---|
| **AYES:** | **Councilmembers:** | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| **NOES:** | **Councilmembers:** | None |
| **ABSENT:** | **Councilmembers:** | None |

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-94

A RESOLUTION APPROVING HOLD HARMLESS AGREEMENT BETWEEN THE CITY OF MODESTO AND MODESTO JUNIOR COLLEGE FOR USE OF THEIR STADIUM AND SWIMMING POOL

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Modesto Junior College for use of their stadium and swimming pool

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of February, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norraine Coyle
NORRAINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-95

A RESOLUTION APPROVING THE DISTRIBUTION OF COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FUNDS TO THE CITY OF MODESTO DEPARTMENT OF PARKS AND RECREATION FOR HANDICAPPED BARRIER REMOVAL PURPOSES.

WHEREAS, at its meeting of February 3, 1987, the City Council considered the recommendations of the Citizens Housing and Community Development Committee relating to the distribution of Community Development Block Grant Program funds to the City of Modesto Department of Parks and Recreation for handicapped barrier removal purposes, and

WHEREAS, the U. S. Department of Housing and Urban Development has established the requirement that Community Development Block Grant funds provide a minimum of 51% benefit to low to moderate income persons, and

WHEREAS, the U. S. Department of Housing and Urban Development has established that benefit to handicapped persons is considered 100% benefit to low to moderate income persons, and

WHEREAS, this recommended grant of money is consistent with the established program and goals of the Handicapped Barrier Removal Program as previously approved by this Council,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it does hereby approve the distribution of Community Development Block Grant Program funds to the City of Modesto Department of Parks and Recreation, in the amount of $7,800, for handicapped barrier removal purposes as recommended by the Citizens Housing and Community Development Committee, from funds in the Fiscal Year 1986-87 budget.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of February, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 87-96

A RESOLUTION APPROVING THE FINAL MAP OF THE 500 COFFEE ROAD OFFICE CONDOMINIUMS SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, SAFWAT M. ABSOOD and SHEILA A. ABSOOD, husband and wife, and PETER C. NIELSEN and BARBRU NIELSEN, husband and wife

is (are) possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 1.437 acres, known as the 500 COFFEE ROAD OFFICE CONDOMINIUMS Subdivision, and

WHEREAS, a tentative map of said tract was approved by the Planning Commission of the City of Modesto on the 21st day of July, 1986, and

WHEREAS, the Secretary of the Planning Commission of the City of Modesto has certified that the final map of said tract substantially conforms to the approved tentative map, and

WHEREAS, the City Engineer of the City of Modesto has certified that the final map of said 500 COFFEE ROAD OFFICE CONDOMINIUMS Subdivision meets all of the provisions of the California Subdivision Map Act and the provisions of the Modesto Municipal Code relating to subdivisions, and that the map is technically correct,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said final map be approved; that the streets, alleys and

easements as shown thereon within the boundaries of said tract be accepted on behalf of the public for public use; and that the City Clerk be authorized to certify the map of said tract on behalf of the City of Modesto after the fees and deposits required by the Modesto Municipal Code in amounts determined by the City Engineer have been paid, and subdividers have furnished securities, as set forth in Section 4-4.605 of the Modesto Municipal Code, which shall secure the obligations set forth in Section 66499.3 of the Government Code of the State of California. Said securities shall be in forms acceptable to the City Attorney and in the amounts required by the Agreement hereinafter referred to.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of February, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Council-

member Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 87-97

A RESOLUTION APPOINTING MEMBER OF THE REHABILITATION LOAN POOL SUBCOMMITTEE (COUNCILMEMBER CAROL WHITESIDE, REPLACING COUNCILMEMBER PATRICK MCGRATH)

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

SECTION 1. The following person is hereby appointed to the Rehabilitation Loan Pool Subcommittee for the respective term as indicated:

Councilmember Carol Whiteside

Term to expire 6/30/89

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed member of the Rehabilitation Loan Pool Subcommittee and the Secretary thereof.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of February, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norma Coyle
NORMA COYLE, City Clerk

Committees
Youth Commission

MODESTO CITY COUNCIL
RESOLUTION NO. 87-98

A RESOLUTION CHANGING THE NAME OF SUTTER AVENUE TO SOUTH MARTIN LUTHER KING DRIVE AND CHANGING THE NAME OF A PORTION OF FRANKLIN STREET TO NORTH MARTIN LUTHER KING DRIVE IN THE CITY OF MODESTO.

WHEREAS, the Council received requests to change Sutter Avenue and a portion of Franklin Street to Martin Luther King Drive, in honor of Dr. Martin Luther King, Jr., and

WHEREAS, by Resolution No. 87-10 adopted on January 13, 1987, the Council of the City of Modesto set February 10, 1987, at 7:30 p.m., as the date and time for hearing to consider changing said street name, and

WHEREAS, Sutter Avenue extends north from Robertson Road to Paradise Road in the City of Modesto and the affected portion of Franklin Street extends north from Paradise Road to Freeway 99 in the City of Modesto, and

WHEREAS, portions of said streets are also located in the County of Stanislaus, and

WHEREAS, Section 3409.1 of the Government Code of the State of California authorizes the Council, as the legislative body of the City, to change the name of existing streets, and

WHEREAS, said matter was considered by the City Council on February 10, 1987, in the Council Chambers located at 801 11th Street in the City of Modesto, at which time it was found and determined that it is desirable to change the name of Sutter Avenue to South Martin Luther King Drive and to change the name of the portion of Franklin Street between Paradise Road and Freeway 99 to North Martin Luther King Drive in honor of Dr. Martin Luther King, Jr.,

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

1. That the name of Sutter Avenue located in the City of Modesto, extending north from Robertson Road to Paradise Road, be changed to South Martin Luther King Drive.

2. That the name of the portion of Franklin Street located in the City of Modesto, extending north from Paradise Road to the south line of Freeway 99, be changed to North Martin Luther King Drive.

3. That street name signs be erected accordingly by the Director of Parking and Traffic, the costs therefore to be paid by the City of Modesto.

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

5. That the above street name changes shall become effective June 1, 1987.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of February, 1987, by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 87-99

A RESOLUTION DENYING THE APPEAL FILED BY PACIFIC DESIGN ASSOCIATES TO A DECISION OF THE PLANNING COMMISSION DENYING AN APPLICATION FOR AN AMENDMENT TO SECTION 20-3-9 OF THE ZONING MAP TO REZONE FROM R-1, R-3 AND C-2 TO P-D, TO ALLOW A TWO-STORY MIXED USE RETAIL COMMERCIAL AND BUSINESS/PROFESSIONAL OFFICE COMPLEX, PROPERTY LOCATED ON THE WEST SIDE OF MC HENRY AVENUE BETWEEN WEST ROSEBURG AVENUE AND MENSINGER AVENUE; AFFIRMING THE DECISION OF THE PLANNING COMMISSION; AND WAIVING THE ONE YEAR LIMITATION ON A NEW APPLICATION.

WHEREAS, a verified application for an amendment to Section 20-3-9 of the Zoning Map was filed by Pacific Design Associates, Inc., on November 10, 1986, to reclassify from Low Density Residential Zone, R-1, Medium-High Density Residential Zone, R-3, and General Commercial Zone, C-2, to Planned Development Zone, P-D, to allow a two-story mixed use retail commercial and business/professional office complex, property located on the west side of McHenry Avenue between West Roseburg Avenue and Mensinger Avenue, and

WHEREAS, said application was set for public hearing before the Planning Commission at its regular meeting of December 15, 1986, at its regular meeting place located in the Council Chambers in the City Hall, 801 11th Street, Modesto, California, and

WHEREAS, at said hearing, after hearing evidence both oral and documentary, the Planning Commission, by its Resolution No. 86-198, denied the requested amendment to Section 20-3-9 of the Zoning Map to reclassify from Low Density Residential Zone, R-1, Medium-High Density Residential Zone, R-3, and General Commercial Zone, C-2, to Planned Development Zone, P-D, for the reasons set forth in said Planning Commission Resolution No. 86-198, and

WHEREAS, an appeal was filed with the City Council of the City of

Modesto by a letter dated December 30, 1986, from Pacific Design Associates, Inc., to the decision of the Planning Commission denying the requested amendment, and

WHEREAS, said matter was set for public hearing before the City Council at its regular meeting place located in the Council Chambers in the City Hall, 801 11th Street, Modesto, California, to be held on January 27, 1987, and at the Council meeting of January 27, 1987, the City Council continued the hearing to February 10, 1987, at 7:30 p.m., and

WHEREAS, at said meeting on February 10, 1987, said Council, after hearing evidence both oral and documentary, found and determined that the appeal filed by Pacific Design Associates, Inc., to the decision of the Planning Commission denying the requested amendment to Section 20-3-9 of the Zoning Map to reclassify from Low Density Residential Zone, R-1, Medium-High Density Residential Zone, R-3, and General Commercial Zone, C-2, to Planned Development Zone, P-D, should be denied for the reasons set forth in Planning Commission Resolution No. 86-198, and quoted below, and the decision of the Planning Commission should be affirmed:

1. The proposed retail commercial/office development extends too far into an existing residential area and will create on-street parking and traffic conflicts with the residential area.

2. The proposed intrusion of additional commercial development might encourage a precedent for other applicants to seek increased commercial intensity along McHenry Avenue, thus further impacting the existing, heavy traffic along this major street.

and

WHEREAS, in accordance with the provisions of Section 10-2.2605(c) of the Modesto Municipal Code, the Council, at its meeting held on February 10, 1987, determined it was appropriate to waive the one year limitation in order that Pacific Design Associates, Inc., could submit a new P-D application to the Planning Commission for the property located on the west side of McHenry Avenue between West Roseburg Avenue and Mensinger Avenue, and

WHEREAS, the City Council at said Council meeting reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the proposed amendment to Section 20-3-9 of the Zoning Map to reclassify from Low Density Residential Zone, R-1, Medium-High Density Residential Zone, R-3, and General Commercial Zone, C-2, to Planned Development Zone, P-D,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the appeal filed by Pacific Design Associates, Inc., to the decision of the Planning Commission, as set forth in Planning Commission Resolution No. 86-198, denying an amendment to Section 20-3-9 of the Zoning Map to reclassify from Low Density Residential Zone, R-1, Medium-High Density Residential Zone, R-3, and General Commercial Zone, C-2, to Planned Development Zone, P-D, to allow a two-story mixed use retail commercial and business/professional office complex, property located on the west side of McHenry Avenue between West Roseburg Avenue and Mensinger Avenue, is denied for the reasons set forth in Planning Commission Resolution No. 86-198, and quoted above, and the decision of the Planning Commission denying the requested amendment is hereby affirmed.

BE IT FURTHER RESOLVED by the Council that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the proposed amendment.

BE IT FURTHER RESOLVED by the Council that it finds and determines that the waiving of the one year limitation to allow a new P-D application for the property located on the west side of McHenry Avenue between West Roseburg Avenue and Mensinger Avenue, will not adversely affect the interest of the general public and that said limitation is hereby waived.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of February, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Patterson, Sutton, Whiteside

NOES: Councilmembers: Muratore

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 87-100

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING TWO FAIRBANKS MORSE PUMP IMPELLERS

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

SECTION 1. The plans and specifications for the purchase of two Fairbanks Morse pump impellers

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on March 10, 1987, at 3:00 p.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of February, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-101

A RESOLUTION REJECTING ALL BIDS RECEIVED FOR ITEM I - WANG EQUIPMENT OPENED IN THE OFFICE OF THE CITY CLERK ON DECEMBER 30, 1986, AND AUTHORIZING NEW CALL FOR BIDS

WHEREAS, Resolution No. 86-1328, adopted by the Council of the City of Modesto on December 9, 1986, approved the plans and specifications for the purchase of IBM and Wang computer equipment, and authorized and call for bids; and

WHEREAS, the bids received for the IBM and Wang computer equipment were opened at 3:00 p.m. on December 30, 1986, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, none of the bidders met City specifications on Item I - Wang Equipment, and it was suggested the bids received be rejected, the specifications be revised, and a new call for bids be authorized.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that all bids received for Item I - Wang Equipment, opened in the office of the City Clerk on December 30, 1986, are hereby rejected.

BE IT FURTHER RESOLVED by the Council of the City of Modesto that new call for bids for furnishing Item I - Wang Equipment to be opened March 3, 1987, at 3:15 p.m. is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of February, 1987, by Councilmember Whiteside , who moved its adoption, which motion being duly seconded by Councilmember Lang , was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside , Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-102

A RESOLUTION ACCEPTING THE BID OF LIFT TRUCK SERVICE FOR FURNISHING TWO FORKLIFTS - ITEMS I AND II

WHEREAS, Resolution No. 86-1349, adopted by the Council of the City of Modesto on December 16, 1986, approved the plans and specifications for the purchase of two forklifts

and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of two forklifts

were opened at 3:00 p.m. on January 13, 1987, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of Lift Truck Service on Items I and II for the total price of $27,440 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Lift Truck Service on Items I and II for the total price of $27,440 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 February, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-103

A RESOLUTION ACCEPTING IMPROVEMENTS IN REDFORD ESTATES SUBDIVISION AND AUTHORIZING RELEASE OF IRREVOCABLE COMMITMENT OF FUNDS

WHEREAS, P & R Enterprises, subdividers of Redford Estates Subdivision, have filed Irrevocable Commitment of Funds for faithful performance and labor and materials in the amount of $36,600.00 and $18,300.00 respectively to guarantee improvements in Redford Estates Subdivision; and

WHEREAS, the Director of Public Works in a memorandum dated January 29, 1987, indicates that all work required by the subdivision agreement has been completed to the satisfaction of the Public Works Department; and

WHEREAS, the Director of Public Works has indicated that it would be in order for the City Council to accept the improvements in said subdivision as complete and authorize the City Clerk to file notice of completion and release the Irrevocable Commitment of Funds upon expiration of the statutory period.

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

1. The improvements in Redford Estates Subdivision are hereby accepted.
2. The City Clerk is hereby authorized to release the Irrevocable Commitment of Funds for faithful performance in the amount of $36,600.00 upon recordation of notice of completion.
3. The City Clerk is hereby authorized to release the Irrevocable Commitment of Funds for labor and materials in the amount of $18,300.00 upon expiration of the statutory period.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of February, 1987 by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-104

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND** THE STATE OF CALIFORNIA FOR ADJUSTING CITY UTILITY COVERS ON ROUTE 10-STA-108 IN MODESTO BETWEEN NEEDHAM STREET AND ROSEBURG AVENUE

**BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and** the State of California for adjusting City utility covers on Route 10-Sta-108 in Modesto between Needham Street and Roseburg Avenue

**be, and it is hereby approved.**

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

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 10th **day of** February, **19** 87, **by Councilmember** Whiteside, **who moved its adoption, which motion being duly seconded by Councilmember** Lang, **was upon roll call carried and the resolution adopted by the following vote:**

| | | |
|---|---|---|
| **AYES:** | **Councilmembers:** | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| **NOES:** | **Councilmembers:** | None |
| **ABSENT:** | **Councilmembers:** | None |

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-105

**A RESOLUTION SETTING TIME AND PLACE FOR HEARING** REGARDING AMENDING CONFLICT OF INTEREST CODES FOR THE CITY MANAGER'S OFFICE, PARKING AND TRAFFIC DEPARTMENT, AND THE UTILITY SERVICES DEPARTMENT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that February 24, 1987, at 7:30 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of amending the conflict of interest codes for the City Manager's Office, Parking and Traffic Department, and the Utility Services Department.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of February, 19 87, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-106

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

WHEREAS, a Position Classification Plan for the City of Modesto was adopted by Modesto City Council Resolution No. 67-77 pursuant to Rule 2 of the Personnel Rules and Regulations of the City of Modesto, and

WHEREAS, the City Manager has recommended to the Council amendments to the Position Classification Plan, and

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

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

SECTION 1. CLASSIFICATION CREATED. The Position Classification Plan of the City of Modesto is hereby amended to create the following classification:

Police Officer Trainee

The specification for the classification created, as shown on the attached Exhibit "A" which is hereby made a part of this resolution by reference, is hereby approved and made a part of the Position Classification Plan of the City of Modesto.

SECTION 2. CLASSIFICATION AMENDED. The Position Classification Plan of the City of Modesto is hereby amended to amend the following classification:

Police Officer

The specification for the classification amended as shown on the attached Exhibit "B", which is hereby made a part of this resolution by reference, is hereby approved and made a part of the Position Classification Plan of the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of February, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

# POLICE OFFICER TRAINEE

## DEFINITION

Under general supervision, to learn and carry out assignments in the enforcement of law and order; to protect life and property; to make investigations of criminal offenses; and to do related work as required.

## EXAMPLES OF DUTIES

Operates an automobile, motorcycle, or walks an assigned area for the prevention of crime and the enforcement of laws and regulations; intervenes in private or public disputes to protect the public and maintain order; issues citations; gives verbal warnings; makes arrests; at the scene of disorder or crime, administers first aid, conducts preliminary investigations, gathers evidence, takes statements from witnesses, and takes photographs; transports prisoners; interrogates suspectsand prisoners; collects and preserves evidence; writes a log of activities, case reports and action taken; prepares reports on arrests and property impounded; testifies in court on or off-duty; directs traffic; controls traffic at scenes of emergencies; notes and reports traffic hazards; inspects establishments serving alcoholic beverages as to their compliance with legal requirements; participates in training conferences and programs, and practices the safe use of firearms; makes presentations to schools and clubs, operates radar equipment, conducts traffic surveys, and may act as escort for funerals, special equipment and dignitaries; serves subpoenas; searches files for information on assigned cases; maintains stakeouts; when assigned, investigates violations of federal, state and local laws, criminal cases, accidents, offenses and damages to property; interviews persons with complaints and inquiries and attempts proper disposition or directs them to appropriate authorities and otherwise assists the public.

## EMPLOYMENT STANDARDS

Education:

High school graduation (or possession of G.E.D.).

and

Knowledge of:

English usage and spelling in written reports;
Basic mathematics;
American government and system of justice;
Urban social problems.

and

Ability to:

Exercise restraint and good judgment in a variety of emergency situations;
Demonstrate keen powers of observation and to remember names, faces, and details of incidents;



Exhibit "A"

EMPLOYMENT STANDARDS (Continued):

Analyze situations and adapt a quick, effective, and reasonable course of action giving due regard to the surrounding hazards and circumstances of such situation;
Use and care of small firearms safely;
Operate an automobile safely;
Write clear and accurate reports;
Read and understand departmental rules, instructions, policies, and standards;
Read and understand appropriate municipal, state and federal laws, codes and regulations;
Apply criminal investigation techniques and procedures;
Understand and follow oral and written directions;
Establish and maintain cooperative relationships with the public, law enforcement officers, officials, and others contacted during the course of work.

SPECIAL REQUIREMENTS

License: Possession of a valid California Class 3 driver's license **at the time of appointment.**

Age : Must be twenty-one (21) at time of final filing of application.

Vision: 20/70 in each eye corrected to 20/20 and free from color deficiency and permanent or progressive eye abnormalities.

Hearing: Normal.

Physical Condition: Be found, after examination by a licensed physician and surgeon, to be free from any physical, emotional or mental condition that might adversely affect his/her exercise of the powers of a peace officer. Weight and height must be proportional in the normal range for applicant's age. Must pass physical agility test.

Background: Prior to appointment, be of good moral character as determined by a thorough background investigation.

Citizenship: Be a citizen of the United States or a permanent resident alien who is eligible for and has applied for citizenship.

Probation: All those appointed shall complete an eighteen (18) month probation **concurrent with the time served in the class of Police Officer. A Police Officer Trainee on probationary status shall complete the California P.O.S.T. (Peace Officers Standards and Training) Certified Basic course. Upon satisfactory completion of the Basic course, the Modesto Police Department field training program, and recommendation of the Chief of Police, a Police Officer Trainee will be promoted to Police Officer.** Satisfactory performance and recommendation of the Chief of Police is required for regular status. Failure to comply with any of the above requirements will be grounds for release from the service during or at the close of the probationary period.

## DEFINITION

Under general supervision, to carry out assignments in the enforcement of law and order; to protect life and property; to make investigations of criminal offenses; and to do related work as required.

## EXAMPLES OF DUTIES

Operates an automobile, motorcycle, or walks an assigned area for the prevention of crime and the enforcement of laws and regulations; intervenes in private or public disputes to protect the public and maintain order; issues citations; gives verbal warnings; makes arrests; at the scene of disorder or crime, administers first aid, conducts preliminary investigations, gathers evidence, takes statements from witnesses, and takes photographs; transports prisoners; interrogates suspectsand prisoners; collects and preserves evidence; writes a log of activities, case reports and action taken; prepares reports on arrests and property impounded; testifies in court on or off-duty; directs traffic; controls traffic at scenes of emergencies; notes and reports traffic hazards; inspects establishments serving alcoholic beverages as to their compliance with legal requirements; participates in training conferences and programs, and practices the safe use of firearms; makes presentations to schools and clubs, operates radar equipment, conducts traffic surveys, and may act as escort for funerals, special equipment and dignitaries; serves subpoenas; searches files for information on assigned cases; maintains stakeouts; when assigned, investigates violations of federal, state and local laws, criminal cases, accidents, offenses and damages to property; interviews persons with complaints and inquiries and attempts proper disposition or directs them to appropriate authorities and otherwise assists the public; occasionally relieves or acts in the place of a superior officer.

## EMPLOYMENT STANDARDS

Education:

High school graduation (or possession of G.E.D.).

and

Experience:

Option I: Have successfully completed a California P.O.S.T. Certified Basic law enforcement academy within the past three years and within three years of appointment date, or

Option II: Must be currently enrolled and attending a P.O.S.T. Certified Basic law enforcement academy as of the date of final filing of the application and must successfully complete the academy prior to appointment date, or

Option III: Successfully passed Basic course waiver exam with documentation from P.O.S.T., or

Option IV: Have successfully completed, at any time, a California P.O.S.T. Certified Basic law enforcement academy and have one (1) year or more experience as a sworn peace officer with a California law enforcement agency with less than a three year break in service and be eligible for appointment as a Peace Officer under section 830.1 pc.

and

Knowledge of:

English usage and spelling in written reports;
Basic mathematics;
American government and system of justice;
Urban social problems.

and

Ability to:

Exercise restraint and good judgment in a variety of emergency situations;
Demonstrate keen powers of observation and to remember names, faces, and details of incidents;
Analyze situations and adapt a quick, effective, and reasonable course of action giving due regard to the surrounding hazards and circumstances of such situation;
Use and care of small firearms safely;
Operate an automobile safely;
Write clear and accurate reports;
Read and understand departmental rules, instructions, policies, and standards;
Read and understand appropriate municipal, state and federal laws, codes and regulations;
Apply criminal investigation techniques and procedures;
Understand and follow oral and written directions;
Establish and maintain cooperative relationships with the public, law enforcement officers, officials, and others contacted during the course of work.

SPECIAL REQUIREMENTS

License: Possession of a valid California Class 3 driver's license.

Age: Must be twenty-one (21) at time of final filing of application.

Vision: 20/70 in each eye corrected to 20/20 and free from color deficiency and permanent or progressive eye abnormalities.

Hearing: Normal.

Physical Condition: Be found, after examination by a licensed physician and surgeon, to be free from any physical, emotional or mental condition that might adversely affect his/her exercise of the powers of a peace officer. Weight and height must be proportional in the normal range for applicant's age.

Background: Prior to appointment, be of good moral character as determined by a thorough background investigation.

Citizenship: Be a citizen of the United States or a permanent resident alien who is eligible for and has applied for citizenship.

Probation: All those appointed shall complete an eighteen (18) month probation. Satisfactory performance and recommendation of the Chief of Police is required for regular status. Failure to comply with any of the above requirements will be grounds for release from the service during or at the close of the probationary period.

MODESTO CITY COUNCIL
RESOLUTION NO. 87-107

A RESOLUTION AMENDING SECTIONS 3 AND 10 AND EXHIBIT "H" OF RESOLUTION NO. 86-663 ENTITLED "A RESOLUTION ESTABLISHING SALARY SCHEDULES AND FIXING COMPENSATION FOR POSITIONS IN THE CITY SERVICE."

WHEREAS, this Council, by Resolution No. 86-663, adopted on July 8, 1986, established salary schedules and fixed compensation for positions in the City service, and

WHEREAS, the Council desires to amend Section 3 of Council Resolution No. 86-663, which section establishes salary ranges and rates effective January 6, 1987, and

WHEREAS, the Council desires to amend Section 10 of Council Resolution No. 86-663, which section establishes differential pay for the Fire Prevention Bureau, and

WHEREAS, the Council also desires to amend Exhibit "H" of Resolution No. 86-663, which exhibit is entitled "City of Modesto Alphabetical Listing of Classifications in City Service 1986-87",

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Council Resolution No. 86-663 is hereby amended to read as follows:

SECTION 1. AMENDMENT TO SECTION 3. OF RESOLUTION NO. 86-663. Effective retroactively to January 6, 1987, Section 3 of Council Resolution No. 86-663 is hereby amended to read as follows:

"SECTION 3. SALARY RANGES AND RATES EFFECTIVE JANUARY 6, 1987 TO JULY 6, 1987. The salary rates, salary ranges and salary steps as set forth in Exhibit "A-2" entitled "City of Modesto Schedule of Salary Ranges in City Service for FY 86/87 Effective January 6, 1987 - Schedule A Miscellaneous Employees", Exhibit "B-2" entitled "City of Modesto Schedule of Salary Ranges in City Service for FY 86/87 Effective June 24, 1986 -Schedule B Firefighters", Exhibit "G-1" entitled "City of Modesto

Schedule of Salary Ranges in City Service for FY 86/87 Effective June 24, 1986 - Schedule G 'Y' Rates", Exhibit "G-2" entitled "City of Modesto Schedule of Salary Ranges in City Service for FY 86/87 Effective January 6, 1987 - Schedule G 'Y' Rates", and effective retroactively to January 6, 1987, Exhibit "I-2" entitled "City of Modesto Schedule of Salary Ranges in City Service for FY 86/87 Effective January 6, 1987 - Schedule X Special Assignment."

SECTION 2. AMENDMENT TO SECTION 10. OF RESOLUTION NO. 86-663.

Effective retroactively to July 8, 1986, Section 10 of Council Resolution No. 86-663 is hereby amended to read as follows:

"SECTION 10. DIFFERENTIAL PAY - FIRE PREVENTION BUREAU. A sworn safety member of the Fire Department assigned to the Fire Department's Fire Prevention Bureau shall be paid, in addition to the salary fixed and established for the class title and pay range to which the employee's position has been allocated, the following additional compensation based on time spent in the Fire Prevention Bureau and determined as a percent of the compensation which the employee would otherwise be entitled to receive:

| Time Spent in Fire Prevention Bureau | Additional Pay to be Received |
|---|---|
| 0 - 12 months | 2½% |
| 13 - 24 months | 5% |
| 25 months and thereafter | 7½%" |

SECTION 3. AMENDMENT TO EXHIBIT "H" OF RESOLUTION NO. 86-663.

Effective February 10, 1987, Exhibit "H" entitled "City of Modesto Alphabetical Listing of Classifications in City Service 1986-87", attached to Resolution No. 86-663, is hereby amended as shown on the amended Exhibit "H" entitled "City of Modesto Alphabetical Listing of Classifications in City Service 1986-87", which is attached hereto and made a part hereof as though set forth in full herein. Said amended Exhibit "H" adds the classification of Police Officer Trainee, Range 308.0.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of February, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

CITY OF MODESTO
SCHEDULE OF SALARY RANGES IN CITY SERVICE FOR FY 86/87
EFFECTIVE 1/06/87

EXHIBIT A-2

| HOURLY | | | | | BI-WEEKLY | | | | | MONTHLY | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| A | B | C | D | E | A | B | C | D | E | A | B | C | D | E |
| 4.6945 | 4.8242 | 5.0654 | 5.3187 | 5.5846 | 367.56 | 385.94 | 405.23 | 425.50 | 446.77 | 799.11 | 839.07 | 881.01 | 925.08 | 971.32 |
| 4.7064 | 4.9417 | 5.1888 | 5.4482 | 5.7206 | 376.51 | 395.34 | 415.10 | 435.86 | 457.65 | 818.57 | 859.51 | 902.47 | 947.60 | 994.98 |
| 4.8242 | 5.0654 | 5.3187 | 5.5846 | 5.8638 | 385.94 | 405.23 | 425.50 | 446.77 | 469.10 | 839.07 | 881.01 | 925.08 | 971.32 | 1019.87 |
| 4.9417 | 5.1888 | 5.4482 | 5.7206 | 6.0066 | 395.34 | 415.10 | 435.86 | 457.65 | 480.53 | 859.51 | 902.47 | 947.60 | 994.98 | 1044.72 |
| 5.0654 | 5.3187 | 5.5846 | 5.8638 | 6.1570 | 405.23 | 425.50 | 446.77 | 469.10 | 492.56 | 881.01 | 925.08 | 971.32 | 1019.87 | 1070.87 |
| 5.1888 | 5.4482 | 5.7206 | 6.0066 | 6.3069 | 415.10 | 435.86 | 457.65 | 480.53 | 504.55 | 902.47 | 947.60 | 994.98 | 1044.72 | 1096.94 |
| 5.3187 | 5.5846 | 5.8638 | 6.1570 | 6.4649 | 425.50 | 446.77 | 469.10 | 492.56 | 517.19 | 925.08 | 971.32 | 1019.87 | 1070.87 | 1124.42 |
| 5.4482 | 5.7206 | 6.0066 | 6.3069 | 6.6222 | 435.86 | 457.65 | 480.53 | 504.55 | 529.78 | 947.60 | 994.98 | 1044.72 | 1096.94 | 1151.79 |
| 5.5846 | 5.8638 | 6.1570 | 6.4649 | 6.7881 | 446.77 | 469.10 | 492.56 | 517.19 | 543.05 | 971.32 | 1019.87 | 1070.87 | 1124.42 | 1180.65 |
| 5.7206 | 6.0066 | 6.3069 | 6.6222 | 6.9533 | 457.65 | 480.53 | 504.55 | 529.78 | 556.26 | 994.98 | 1044.72 | 1096.94 | 1151.79 | 1209.36 |
| 5.8638 | 6.1570 | 6.4649 | 6.7881 | 7.1275 | 469.10 | 492.56 | 517.19 | 543.05 | 570.20 | 1019.87 | 1070.87 | 1124.42 | 1180.65 | 1239.67 |
| 6.0066 | 6.3069 | 6.6222 | 6.9533 | 7.3010 | 480.53 | 504.55 | 529.78 | 556.26 | 584.08 | 1044.72 | 1096.94 | 1151.79 | 1209.36 | 1269.85 |
| 6.1570 | 6.4649 | 6.7881 | 7.1275 | 7.4839 | 492.56 | 517.19 | 543.05 | 570.20 | 598.71 | 1070.87 | 1124.42 | 1180.65 | 1239.67 | 1301.66 |
| 6.3069 | 6.6222 | 6.9533 | 7.3010 | 7.6661 | 504.55 | 529.78 | 556.26 | 584.08 | 613.29 | 1096.94 | 1151.79 | 1209.36 | 1269.85 | 1333.35 |
| 6.4649 | 6.7881 | 7.1275 | 7.4839 | 7.8581 | 517.19 | 543.05 | 570.20 | 598.71 | 628.65 | 1124.42 | 1180.65 | 1239.67 | 1301.66 | 1366.75 |
| 6.6222 | 6.9533 | 7.3010 | 7.6661 | 8.0494 | 529.78 | 556.26 | 584.08 | 613.29 | 643.95 | 1151.79 | 1209.36 | 1269.85 | 1333.35 | 1400.01 |
| 6.7881 | 7.1275 | 7.4839 | 7.8581 | 8.2510 | 543.05 | 570.20 | 598.71 | 628.65 | 660.08 | 1180.65 | 1239.67 | 1301.66 | 1366.75 | 1435.08 |
| 6.9533 | 7.3010 | 7.6661 | 8.0494 | 8.4519 | 556.26 | 584.08 | 613.29 | 643.95 | 676.15 | 1209.36 | 1269.85 | 1333.35 | 1400.01 | 1470.02 |
| 7.1275 | 7.4839 | 7.8581 | 8.2510 | 8.6636 | 570.20 | 598.71 | 628.65 | 660.08 | 693.09 | 1239.67 | 1301.66 | 1366.75 | 1435.08 | 1506.85 |
| 7.3010 | 7.6661 | 8.0494 | 8.4519 | 8.8745 | 584.08 | 613.29 | 643.95 | 676.15 | 709.96 | 1269.85 | 1333.35 | 1400.01 | 1470.02 | 1543.52 |
| 7.4839 | 7.8581 | 8.2510 | 8.6636 | 9.0968 | 598.71 | 628.65 | 660.08 | 693.09 | 727.74 | 1301.66 | 1366.75 | 1435.08 | 1506.85 | 1582.18 |
| 7.6661 | 8.0494 | 8.4519 | 8.8745 | 9.3182 | 613.29 | 643.95 | 676.15 | 709.96 | 745.46 | 1333.35 | 1400.01 | 1470.02 | 1543.52 | 1620.70 |
| 7.8581 | 8.2510 | 8.6636 | 9.0968 | 9.5516 | 628.65 | 660.08 | 693.09 | 727.74 | 764.13 | 1366.75 | 1435.08 | 1506.85 | 1582.18 | 1661.30 |
| 8.0494 | 8.4519 | 8.8745 | 9.3182 | 9.7841 | 643.95 | 676.15 | 709.96 | 745.46 | 782.73 | 1400.01 | 1470.02 | 1543.52 | 1620.70 | 1701.73 |
| 8.2510 | 8.6636 | 9.0968 | 9.5516 | 10.0292 | 660.08 | 693.09 | 727.74 | 764.13 | 802.34 | 1435.08 | 1506.85 | 1582.18 | 1661.30 | 1744.37 |
| 8.4519 | 8.8745 | 9.3182 | 9.7841 | 10.2733 | 676.15 | 709.96 | 745.46 | 782.73 | 821.86 | 1470.02 | 1543.52 | 1620.70 | 1701.73 | 1786.81 |
| 8.6636 | 9.0968 | 9.5516 | 10.0292 | 10.5307 | 693.09 | 727.74 | 764.13 | 802.34 | 842.46 | 1506.85 | 1582.18 | 1661.30 | 1744.37 | 1831.59 |
| 8.8745 | 9.3182 | 9.7841 | 10.2733 | 10.7870 | 709.96 | 745.46 | 782.73 | 821.86 | 862.96 | 1543.52 | 1620.70 | 1701.73 | 1786.81 | 1876.16 |
| 9.0968 | 9.5516 | 10.0292 | 10.5307 | 11.0572 | 727.74 | 764.13 | 802.34 | 842.46 | 884.58 | 1582.18 | 1661.30 | 1744.37 | 1831.59 | 1923.17 |
| 9.3182 | 9.7841 | 10.2733 | 10.7870 | 11.3264 | 745.46 | 782.73 | 821.86 | 862.96 | 906.11 | 1620.70 | 1701.73 | 1786.81 | 1876.16 | 1969.97 |
| 9.5516 | 10.0292 | 10.5307 | 11.0572 | 11.6101 | 764.13 | 802.34 | 842.46 | 884.58 | 928.81 | 1661.30 | 1744.37 | 1831.59 | 1923.17 | 2019.33 |
| 9.7841 | 10.2733 | 10.7870 | 11.3264 | 11.8927 | 782.73 | 821.86 | 862.96 | 906.11 | 951.42 | 1701.73 | 1786.81 | 1876.16 | 1969.97 | 2068.48 |
| 10.0292 | 10.5307 | 11.0572 | 11.6101 | 12.1906 | 802.34 | 842.46 | 884.58 | 928.81 | 975.25 | 1744.37 | 1831.59 | 1923.17 | 2019.33 | 2120.29 |
| 10.2733 | 10.7870 | 11.3264 | 11.8927 | 12.4873 | 821.86 | 862.96 | 906.11 | 951.42 | 998.98 | 1786.81 | 1876.16 | 1969.97 | 2068.48 | 2171.88 |
| 10.5307 | 11.0572 | 11.6101 | 12.1906 | 12.8001 | 842.46 | 884.58 | 928.81 | 975.25 | 1024.01 | 1831.59 | 1923.17 | 2019.33 | 2120.29 | 2226.30 |
| 10.7870 | 11.3264 | 11.8927 | 12.4873 | 13.1117 | 862.96 | 906.11 | 951.42 | 998.98 | 1048.94 | 1876.16 | 1969.97 | 2068.48 | 2171.88 | 2280.50 |
| 11.0572 | 11.6101 | 12.1906 | 12.8001 | 13.4401 | 884.58 | 928.81 | 975.25 | 1024.01 | 1075.21 | 1923.17 | 2019.33 | 2120.29 | 2226.30 | 2337.61 |

SCHEDULE A
MISCELLANEOUS
EMPLOYEES

# CITY OF MODESTO
## SCHEDULE OF SALARY RANGES IN CITY SERVICE FOR FY 86/87
EFFECTIVE 1/06/87

| RANGE | HOURLY A | HOURLY B | HOURLY C | HOURLY D | HOURLY E | BI-WEEKLY A | BI-WEEKLY B | BI-WEEKLY C | BI-WEEKLY D | BI-WEEKLY E | MONTHLY A | MONTHLY B | MONTHLY C | MONTHLY D | MONTHLY E |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| 24.0 | 11.1264 | 11.6927 | 12.4873 | 13.3117 | 13.7673 | 906.11 | 951.42 | 998.98 | 1048.94 | 1101.38 | 1969.97 | 2068.48 | 2171.88 | 2280.50 | 2394.51 |
| 24.5 | 11.6101 | 12.1906 | 12.8001 | 13.4401 | 14.1121 | 928.81 | 975.25 | 1024.01 | 1075.21 | 1128.97 | 2019.33 | 2120.29 | 2226.30 | 2337.61 | 2454.49 |
| 25.0 | 11.6927 | 12.4873 | 13.1117 | 13.7673 | 14.4557 | 951.42 | 998.98 | 1048.94 | 1101.38 | 1156.46 | 2068.48 | 2171.88 | 2280.50 | 2394.51 | 2514.26 |
| 25.5 | 12.1906 | 12.8001 | 13.4401 | 14.1121 | 14.8177 | 975.25 | 1024.01 | 1075.21 | 1128.97 | 1185.42 | 2120.29 | 2226.30 | 2337.61 | 2454.49 | 2577.22 |
| 26.0 | 12.4873 | 13.1117 | 13.7673 | 14.4557 | 15.1785 | 998.98 | 1048.94 | 1101.38 | 1156.46 | 1214.28 | 2171.88 | 2280.50 | 2394.51 | 2514.26 | 2639.97 |
| 26.5 | 12.8001 | 13.4401 | 14.1121 | 14.8177 | 15.5586 | 1024.01 | 1075.21 | 1128.97 | 1185.42 | 1244.69 | 2226.30 | 2337.61 | 2454.49 | 2577.22 | 2706.08 |
| 27.0 | 13.1117 | 13.7673 | 14.4557 | 15.1785 | 15.9374 | 1048.94 | 1101.38 | 1156.46 | 1214.28 | 1274.99 | 2280.50 | 2394.51 | 2514.26 | 2639.97 | 2771.96 |
| 27.5 | 13.4401 | 14.1121 | 14.8177 | 15.5586 | 16.3365 | 1075.21 | 1128.97 | 1185.42 | 1244.69 | 1306.92 | 2337.61 | 2454.49 | 2577.22 | 2706.08 | 2841.37 |
| 28.0 | 13.7673 | 14.4557 | 15.1785 | 15.9374 | 16.7343 | 1101.38 | 1156.46 | 1214.28 | 1274.99 | 1338.74 | 2394.51 | 2514.26 | 2639.97 | 2771.96 | 2910.55 |
| 28.5 | 14.1121 | 14.8177 | 15.5586 | 16.3365 | 17.1533 | 1128.97 | 1185.42 | 1244.69 | 1306.92 | 1372.26 | 2454.49 | 2577.22 | 2706.08 | 2841.37 | 2983.43 |
| 29.0 | 14.4557 | 15.1785 | 15.9374 | 16.7343 | 17.5710 | 1156.46 | 1214.28 | 1274.99 | 1338.74 | 1405.68 | 2514.26 | 2639.97 | 2771.96 | 2910.55 | 3056.09 |
| 29.5 | 14.8177 | 15.5586 | 16.3365 | 17.1533 | 18.0110 | 1185.42 | 1244.69 | 1306.92 | 1372.26 | 1440.88 | 2577.22 | 2706.08 | 2841.37 | 2983.43 | 3132.62 |
| 30.0 | 15.1785 | 15.9374 | 16.7343 | 17.5710 | 18.4496 | 1214.28 | 1274.99 | 1338.74 | 1405.68 | 1475.97 | 2639.97 | 2771.96 | 2910.55 | 3056.09 | 3208.91 |
| 30.5 | 15.5586 | 16.3365 | 17.1533 | 18.0110 | 18.9116 | 1244.69 | 1306.92 | 1372.26 | 1440.88 | 1512.93 | 2706.08 | 2841.37 | 2983.43 | 3132.62 | 3289.26 |

OFFICIAL RATE=HOURLY RATE & BI-WEEKLY RATE
ACTUAL BI-WEEKLY SALARY=HOURLY RATE X 80
MONTHLY SALARY = BI-WKLY RATE X 2.1741

CITY OF MODESTO
SCHEDULE OF SALARY RANGES IN CITY SERVICE FOR FY 86/87
EFFECTIVE 1/06/87

SCHEDULE B
FIGHTERS

| HOURLY | | | | | BI-WEEKLY | | | | | MONTHLY | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| A | B | C | D | E | A | B | C | D | E | A | B | C | D | E |
| 7.3860 | 7.7553 | 8.1431 | 8.5503 | 8.9778 | 827.23 | 868.59 | 912.03 | 957.63 | 1005.51 | 1793.48 | 1888.40 | 1982.84 | 2081.98 | 2186.08 |
| 7.7553 | 8.1431 | 8.5503 | 8.9778 | 9.4267 | 868.59 | 912.03 | 957.63 | 1005.51 | 1055.79 | 1889.40 | 1982.84 | 2081.98 | 2186.08 | 2295.39 |
| 8.1431 | 8.5503 | 8.9778 | 9.4267 | 9.8980 | 912.03 | 957.63 | 1005.51 | 1055.79 | 1108.58 | 1982.84 | 2081.98 | 2186.08 | 2295.39 | 2410.16 |
| 8.3469 | 8.7642 | 9.2024 | 9.6625 | 10.1456 | 934.85 | 981.59 | 1030.67 | 1082.20 | 1136.31 | 2032.46 | 2134.07 | 2240.78 | 2352.81 | 2470.45 |
| 8.5503 | 8.9778 | 9.4267 | 9.8980 | 10.3929 | 957.63 | 1005.51 | 1055.79 | 1108.58 | 1164.00 | 2081.98 | 2186.08 | 2295.39 | 2410.16 | 2530.65 |
| 8.7642 | 9.2024 | 9.6625 | 10.1456 | 10.6529 | 981.59 | 1030.67 | 1082.20 | 1136.31 | 1193.12 | 2134.07 | 2240.78 | 2352.81 | 2470.45 | 2593.96 |
| 8.9778 | 9.4267 | 9.8980 | 10.3929 | 10.9125 | 1005.51 | 1055.79 | 1108.58 | 1164.00 | 1222.20 | 2186.08 | 2295.39 | 2410.16 | 2530.65 | 2657.19 |
| 9.2024 | 9.6625 | 10.1456 | 10.6529 | 11.1855 | 1030.67 | 1082.20 | 1136.31 | 1193.12 | 1252.78 | 2240.76 | 2352.81 | 2470.45 | 2593.96 | 2723.67 |
| 9.4267 | 9.8980 | 10.3929 | 10.9125 | 11.4581 | 1055.79 | 1108.58 | 1164.00 | 1222.20 | 1283.31 | 2295.39 | 2410.16 | 2530.65 | 2657.19 | 2790.04 |
| 9.6625 | 10.1456 | 10.6529 | 11.1855 | 11.7448 | 1082.20 | 1136.31 | 1193.12 | 1252.78 | 1315.42 | 2352.81 | 2470.45 | 2593.96 | 2723.67 | 2859.85 |
| 9.8980 | 10.3929 | 10.9125 | 11.4581 | 12.0310 | 1108.58 | 1164.00 | 1222.20 | 1283.31 | 1347.47 | 2410.16 | 2530.65 | 2657.19 | 2790.04 | 2929.53 |
| 10.1456 | 10.6529 | 11.1855 | 11.7448 | 12.3320 | 1136.31 | 1193.12 | 1252.78 | 1315.42 | 1381.18 | 2470.45 | 2593.96 | 2723.67 | 2859.85 | 3002.82 |
| 8.0507 | 8.4532 | 8.8759 | 9.3197 | 9.7857 | 901.68 | 946.76 | 994.10 | 1043.81 | 1096.00 | 1960.34 | 2058.35 | 2161.27 | 2269.35 | 2382.81 |
| 8.4532 | 8.8759 | 9.3197 | 9.7857 | 10.2750 | 946.76 | 994.10 | 1043.81 | 1096.00 | 1150.80 | 2058.35 | 2161.27 | 2269.35 | 2382.81 | 2501.95 |
| 8.8759 | 9.3197 | 9.7857 | 10.2750 | 10.7888 | 994.10 | 1043.81 | 1096.00 | 1150.80 | 1208.35 | 2161.27 | 2269.35 | 2382.81 | 2501.95 | 2627.07 |
| 9.0982 | 9.5531 | 10.0308 | 10.5323 | 11.0589 | 1019.00 | 1069.95 | 1123.45 | 1179.62 | 1238.60 | 2215.41 | 2326.18 | 2442.49 | 2564.61 | 2692.84 |
| 9.3197 | 9.7857 | 10.2750 | 10.7888 | 11.3282 | 1043.81 | 1096.00 | 1150.80 | 1208.35 | 1268.76 | 2269.35 | 2382.81 | 2501.95 | 2627.07 | 2758.41 |
| 9.5531 | 10.0308 | 10.5323 | 11.0589 | 11.6118 | 1069.95 | 1123.45 | 1179.62 | 1238.60 | 1300.52 | 2326.18 | 2442.49 | 2564.61 | 2692.84 | 2827.46 |
| 9.7857 | 10.2750 | 10.7888 | 11.3282 | 11.8946 | 1096.00 | 1150.80 | 1208.35 | 1268.76 | 1332.20 | 2382.81 | 2501.95 | 2627.07 | 2758.41 | 2896.34 |
| 10.0308 | 10.5323 | 11.0589 | 11.6118 | 12.1924 | 1123.45 | 1179.62 | 1238.60 | 1300.52 | 1365.55 | 2442.49 | 2564.61 | 2692.84 | 2827.46 | 2968.84 |
| 10.2750 | 10.7888 | 11.3282 | 11.8946 | 12.4893 | 1150.80 | 1208.35 | 1268.76 | 1332.20 | 1398.80 | 2501.95 | 2627.07 | 2758.41 | 2896.34 | 3041.13 |
| 10.5323 | 11.0589 | 11.6118 | 12.1924 | 12.8020 | 1179.62 | 1238.60 | 1300.52 | 1365.55 | 1433.82 | 2564.61 | 2692.84 | 2827.46 | 2968.84 | 3117.27 |
| 10.7888 | 11.3282 | 11.8946 | 12.4893 | 13.1138 | 1208.35 | 1268.76 | 1332.20 | 1398.80 | 1468.75 | 2627.07 | 2758.41 | 2896.34 | 3041.13 | 3193.21 |
| 11.0589 | 11.6118 | 12.1924 | 12.8020 | 13.4421 | 1238.60 | 1300.52 | 1365.55 | 1433.82 | 1505.52 | 2692.84 | 2827.46 | 2968.84 | 3117.27 | 3273.15 |

CIAL RATE=HOURLY RATE & BI-WEEKLY RATE
AL BI-WEEKLY SALARY=HOURLY RATE X 80
HLY SALARY = BI-WKLY RATE X 2.1741

EXHIBIT B-2

EFFECTIVE 6/24/88

| | HOURLY | | | | | BI-WEEKLY | | | | | MONTHLY | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| RANGE | A | B | C | D | E | A | B | C | D | E | A | B | C | D | E |
| 718.5 | 8.8136 | 9.2543 | 9.7170 | 10.2029 | 10.7130 | 705.09 | 740.34 | 777.36 | 816.23 | 857.04 | 1532.94 | 1609.57 | 1690.06 | 1774.57 | 1863.29 |
| 719.5 | 9.2543 | 9.7170 | 10.2029 | 10.7130 | 11.2487 | 740.34 | 777.36 | 816.23 | 857.04 | 899.90 | 1609.57 | 1690.06 | 1774.57 | 1863.29 | 1956.47 |
| 720.5 | 9.7170 | 10.2029 | 10.7130 | 11.2487 | 11.8111 | 777.36 | 816.23 | 857.04 | 899.90 | 944.89 | 1690.06 | 1774.57 | 1863.29 | 1956.47 | 2054.29 |
| 721.5 | 10.2029 | 10.7130 | 11.2487 | 11.8111 | 12.4017 | 816.23 | 857.04 | 899.90 | 944.89 | 992.14 | 1774.57 | 1863.29 | 1956.47 | 2054.29 | 2157.01 |
| 722.5 | 10.7130 | 11.2487 | 11.8111 | 12.4017 | 13.0218 | 857.04 | 899.90 | 944.89 | 992.14 | 1041.74 | 1863.29 | 1956.47 | 2054.29 | 2157.01 | 2264.85 |

OFFICIAL RATE=HOURLY RATE & BI-WEEKLY RATE
ACTUAL BI-WEEKLY SALARY=HOURLY RATE X 80
MONTHLY SALARY = BI-WKLY RATE X 2.1741

EXHIBIT G.1

CITY OF MODESTO
SCHEDULE OF SALARY RANGES IN CITY SERVICE FOR FY 86/87
EFFECTIVE 1/06/87

| | HOURLY | | | | | BI-WEEKLY | | | | | MONTHLY | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | A | B | C | D | E | A | B | C | D | E | A | B | C | D | E |
| E | 8.8577 | 9.3006 | 9.7656 | 10.2539 | 10.7666 | 708.62 | 744.05 | 781.25 | 820.31 | 861.33 | 1540.61 | 1617.64 | 1698.52 | 1783.44 | 1872.62 |
| 5 | 9.3006 | 9.7656 | 10.2539 | 10.7666 | 11.3049 | 744.05 | 781.25 | 820.31 | 861.33 | 904.39 | 1617.64 | 1698.52 | 1783.44 | 1872.62 | 1966.23 |
| 5 | 9.7656 | 10.2539 | 10.7666 | 11.3049 | 11.8701 | 781.25 | 820.31 | 861.33 | 904.39 | 949.61 | 1698.52 | 1783.44 | 1872.62 | 1966.23 | 2064.55 |
| 5 | 10.2539 | 10.7666 | 11.3049 | 11.8701 | 12.4636 | 820.31 | 861.33 | 904.39 | 949.61 | 997.09 | 1783.44 | 1872.62 | 1966.23 | 2064.55 | 2167.77 |
| 5 | 10.7666 | 11.3049 | 11.8701 | 12.4636 | 13.0868 | 861.33 | 904.39 | 949.61 | 997.09 | 1046.94 | 1872.62 | 1966.23 | 2064.55 | 2167.77 | 2276.15 |

ICIAL RATE=HOURLY RATE & BI-WEEKLY RATE
IAL BI-WEEKLY SALARY=HOURLY RATE X 80
THLY SALARY = BI-WKLY RATE X 2.1741

SCHEDULE X
SPECIAL ASSIGNMENT

CITY OF MODESTO
SCHEDULE OF SALARY RANGES IN CITY SERVICE FOR FY 86/87
EFFECTIVE 1/06/87

(FINAL)

| RANGE | HOURLY A | HOURLY B | HOURLY C | HOURLY D | HOURLY E | BI-WEEKLY A | BI-WEEKLY B | BI-WEEKLY C | BI-WEEKLY D | BI-WEEKLY E | MONTHLY A | MONTHLY B | MONTHLY C | MONTHLY D | MONTHLY E |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| 299.1 | 15.3605 | 16.1285 | 16.9349 | 17.7816 | 18.6707 | 1228.84 | 1290.28 | 1354.79 | 1422.53 | 1493.66 | 2671.62 | 2805.20 | 2945.45 | 3092.72 | 3247.37 |
| 299.2 | 16.1285 | 16.9349 | 17.7816 | 18.6707 | 19.6042 | 1290.28 | 1354.79 | 1422.53 | 1493.66 | 1568.34 | 2805.20 | 2945.45 | 3092.72 | 3247.37 | 3409.73 |

OFFICIAL RATE=HOURLY RATE & BI-WEEKLY RATE
ACTUAL BI-WEEKLY SALARY=HOURLY RATE X 80
MONTHLY SALARY = BI-WEEKLY RATE X 2.1741

EXHIBIT "I-2"

CITY OF MODESTO
ALPHABETICAL LISTING OF CLASSIFICATIONS IN CITY SERVICE
1986-87
(Effective 6-24-86, amended 8-5-86, 10-7-86, 12-9-86, 2-10-87)

| Range No. | Title of Classification |
|---|---|
| 115.5 | Account Clerk |
| 422.0 | Accountant I |
| 426.0 | Accountant II |
| 119.5 | Accounting Technician |
| 123.0 | Accounts Examiner |
| 422.0 | Administrative Analyst I |
| 426.0 | Administrative Analyst II |
| 117.5 | Administrative Clerk |
| 118.5 | Administrative Clerk - Police |
| 430.0 | Airport Manager |
| 424.5 | Airport Maintenance Supervisor |
| 116.5 | Animal Control Officer I |
| 118.5 | Animal Control Officer II |
| 426.5 | Arborist |
| 633.0 | Assistant Chief of Police |
| 437.0 | Assistant City Attorney |
| 422.5 | Assistant City Clerk |
| 429.0 | Assistant Civil Engineer |
| 433.0 | Assistant Director - Community Center |
| 433.0 | Assistant Director of Parks & Recreation |
| 434.0 | Assistant Director of Utility Services |
| 122.5 | Assistant Electrician |
| 426.0 | Assistant Planner |
| 427.0 | Assistant Risk Manager |
| 426.0 | Assistant Shop Supervisor |
| 433.0 | Assistant to the City Manager |
| 432.0 | Associate Civil Engineer |
| 429.0 | Associate Planner |
| 419.5 | Benefits Technician |
| 427.0 | Budget Analyst |
| 122.0 | Building Inspector I |
| 125.0 | Building Inspector II |
| 426.5 | Building Maintenance Supervisor |
| 120.5 | Building Maintenance Worker |

| Range No. | Title of Classification |
|---|---|
| 434.0 | Chief Building Official |
| 429.0 | Chief Electrician |
| N/A | Chief of Police |
| 426.5 | Chief of Survey Party |
| N/A | City Attorney |
| N/A | City Clerk and Auditor |
| N/A | City Manager |
| 117.5 | Civil Engineering Technician I |
| 120.5 | Civil Engineering Technician II |
| 123.5 | Civil Engineering Technician III |
| 126.5 | Civil Engineering Technician IV |
| 114.5 | Clerk Typist |
| 414.6 | Clerk Typist (Confidential) |
| 124.0 | Coach Mechanic |
| 419.5 | Claims Representative |
| 119.5 | Code Enforcement Specialist |
| 424.0 | Collections Supervisor |
| 426.5 | Community Center Events Coordinator |
| 426.5 | Community Center Maintenance Supervisor |
| 120.5 | Community Service Officer |
| 118.5 | Computer Operator |
| 125.0 | Construction Inspector |
| 123.0 | Crime Analyst |
| 115.5 | Data Entry Operator |
| 430.0 | Data Processing Manager |
| 427.0 | Deputy City Attorney I |
| 429.0 | Deputy City Attorney II |
| 420.5 | Deputy City Clerk |
| N/A | Deputy City Manager |
| 312.0 | Detective |
| N/A | Director of Engineering Services |
| N/A | Director of Finance |
| N/A | Director of Management Services |
| N/A | Director of Parking and Traffic |

Exhibit "H"

| Range No. | Title of Classification |
|---|---|
| N/A | Director of Parks and Recreation |
| N/A | Director of Planning and Community Development |
| N/A | Director of Utility Services |
| N/A | Economic Development Manager |
| 426.5 | Electrical Supervisor |
| 118.5 | Electrical Technician I |
| 120.5 | Electrical Technician II |
| 124.5 | Electrician |
| 116.5 | Engineering Contracts Specialist |
| 428.0 | Engineering Systems Manager |
| 122.5 | Equipment Crew Leader |
| 122.0 | Equipment Mechanic |
| 120.5 | Equipment Operator |
| 121.5 | Equipment Operator - Backhoe |
| 119.0 | Equipment Service Worker I |
| 120.5 | Equipment Service Worker II |
| 118.5 | Evidence and Property Specialist |
| 424.0 | Executive Assistant |
| 420.5 | Executive Secretary |
| 432.0 | Finance Division Manager |
| 531.0 | Fire Battalion Chief |
| 581.0 | Fire Battalion Chief (PERS Option) |
| N/A | Fire Chief |
| 211.5 | Fire Engineer |
| 261.5 | Fire Engineer (PERS Option) |
| 123.0 | Fire Equipment Mechanic |
| 210.0 | Fire Fighter |
| 261.0 | Fire Fighter (PERS Option) |
| 208.0 | Fire Fighter Trainee |
| 213.5 | Fire Lieutenant |
| 263.5 | Fire Lieutenant (PERS Option) |
| 123.5 | Fire Prevention Technician |
| 117.5 | Graphics and Drafting Technician |
| 426.0 | Historical Buildings Supervisor |
| 122.0 | Housing Conservationist |
| 122.0 | Housing Financial Specialist |
| 432.0 | Housing Program Officer |
| 122.0 | Housing Rehabilitation Specialist I |
| 125.0 | Housing Rehabilitation Specialist II |
| 123.0 | Industrial Waste Inspector I |
| 125.0 | Industrial Waste Inspector II |
| 125.5 | Instrument Repair Technician |
| 116.5 | Janitor |
| 122.5 | Janitor Supervisor |
| 126.0 | Junior Civil Engineer |
| 122.5 | Laboratory Technician |
| 113.5 | Laborer (Hourly rate only) |
| 426.0 | Landscape Designer |
| 126.0 | Lead Coach Mechanic |
| 124.0 | Lead Equipment Mechanic |
| 122.5 | Lead Traffic Painter |
| 418.6 | Legal Secretary |
| 423.5 | Legal Services Supervisor |
| 420.5 | Legal Services Technician |
| 120.5 | Maintenance Mechanic |
| 121.0 | Maintenance Mechanic - Pumps |
| 116.5 | Maintenance Worker I |
| 118.5 | Maintenance Worker II |
| 113.5 | Maintenance Worker Trainee |
| 428.0 | Management Analyst |
| 120.5 | Meter Reader/Repair Worker |
| 120.5 | Motor Sweeper Operator |
| 424.0 | Museum Supervisor |
| 122.5 | Nursery Propagator |
| 109.5 | Office Aide |
| 112.5 | Office Clerk |
| 412.6 | Office Clerk (Confidential) |
| 422.5 | Office Services Supervisor |

| Range No. | Title of Classification |
|---|---|
| 429.0 | Parking and Traffic Superintendent |
| 120.5 | Parking Meter Worker |
| 120.5 | Parks Crew Leader |
| 720.5 | Parks Crew Leader (Y Rate) |
| 424.5 | Parks Maintenance Supervisor I |
| 426.5 | Parks Maintenance Supervisor II |
| 429.0 | Parks Superintendent |
| 422.0 | Parks and Recreation Office Supervisor |
| 421.5 | Payroll Technician |
| 426.0 | Personnel Analyst |
| 432.0 | Personnel Manager |
| 419.5 | Personnel Technician |
| 126.5 | Plan Review Engineer |
| 117.5 | Planning Technician I |
| 120.5 | Planning Technician II |
| 123.5 | Planning Technician III |
| 123.0 | Plant Mechanic |
| 425.0 | Plant Mechanical Maintenance Supervisor |
| 632.0 | Police Captain |
| 114.5 | Police Clerk |
| 630.0 | Police Lieutenant |
| 310.0 | Police Officer |
| 308.0 | **Police Officer Trainee** |
| 425.0 | Police Records Supervisor |
| 628.0 | Police Sergeant |
| 432.0 | Principal Planner |
| 115.5 | Printing Services Operator |
| 113.5 | Printing Services Trainee |
| 123.0 | Programmer Analyst I |
| 126.0 | Programmer Analyst II |
| 430.0 | Property Agent |
| 426.0 | Public Information Officer |
| 124.0 | Public Services Inspector |
| 427.0 | Public Services Supervisor |
| 120.5 | Public Works Line Worker |
| 424.5 | Public Works Supervisor I |
| 426.5 | Public Works Supervisor II |
| 124.0 | Purchasing Assistant |
| 430.0 | Purchasing Officer |

| Range No. | Title of Classification |
|---|---|
| 112.5 | Receptionist |
| 429.0 | Recreation Superintendent |
| 426.0 | Recreation Supervisor |
| 432.0 | Risk Manager |
| 433.0 | Sanitary Engineer |
| 425.0 | Secondary Treatment Site Supervisor |
| 418.6 | Secretary |
| 126.5 | Senior Building Inspector |
| 426.0 | Senior Buyer |
| 120.5 | Senior Computer Operator |
| 126.5 | Senior Construction Inspector |
| 432.0 | Senior Deputy City Attorney I |
| 435.0 | Senior Deputy City Attorney II |
| 116.5 | Senior Microfilm & Graphics Technician |
| 416.5 | Senior Personnel Clerk |
| 116.5 | Senior Police Clerk |
| 118.5 | Senior Printing Services Operator |
| 428.0 | Senior Programmer Analyst |
| 120.5 | Senior Storeskeeper |
| 123.0 | Senior Wastewater Treat. Plant Operator |
| 418.6 | Senior Word Processing Technician |
| 429.0 | Shop Supervisor |
| 424.5 | Social Services Coordinator |
| 430.0 | Solid Waste Program Manager |
| 115.5 | Stenographer Clerk |
| 415.6 | Stenographer Clerk (Confidential) |
| 118.5 | Storeskeeper |
| 429.0 | Streets Maintenance Superintendent |
| 120.5 | Street Trees Crew Leader |
| 430.0 | Supervising Accountant |
| 428.5 | Supervising Building Inspector |
| 428.5 | Supervising Construction Inspector |
| 428.0 | Supervising Housing Rehabilitation Spec't |
| 117.5 | Supply Specialist |
| 427.0 | Systems & Procedures Accountant |

| Range No. | Title of Classification |
|---|---|
| 432.0 | Traffic Engineer |
| 126.5 | Traffic Engineering Technician |
| 120.5 | Traffic Painter |
| 426.0 | Training Coordinator |
| 429.0 | Transit Manager |
| 427.0 | Treasury Accountant |
| 120.5 | Tree Trimmer |
| 720.5 | Tree Trimmer (Y-Rate) |
| 122.5 | Tree Trimmer Crew Leader |
| 424.5 | Warehouse Supervisor |
| 118.5 | Wastewater Treatment Plant Attendant |
| 120.5 | Wastewater Treatment Plant Operator |
| 427.0 | Wastewater Treatment Plant Supervisor |
| 432.0 | Water Quality Control Superintendent |
| 422.0 | Word Processing Supervisor |
| 415.6 | Word Processing Technician I |
| 416.6 | Word Processing Technician II |
| 425.0 | Zoning Inspector |

| Range No. | Title of Classification |
|---|---|

Totals: 14 City Manager, Department Heads
204 Other
218

MODESTO CITY COUNCIL
RESOLUTION NO. 87-108

**A RESOLUTION SETTING TIME AND PLACE FOR HEARING** TO CONSIDER AMENDMENTS TO THE ZONING REGULATIONS OF THE MODESTO MUNICIPAL CODE TO REQUIRE PLOT PLAN APPROVAL OF SECOND-STORY DWELLING ADDITIONS

**BE IT HEREBY RESOLVED by the Council of the City of Modesto that** March 10, 1987 **, at** 7:30 **P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of** amendments to the Zoning Regulations of the Modesto Municipal Code to require plot plan approval of second-story dwelling additions.

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 10th **day of** February **, 19**87**, by Councilmember** Whiteside **, who moved its adoption, which motion being duly seconded by Councilmember** Lang **, was upon roll call carried and the resolution adopted by the following vote:**

| | | |
|---|---|---|
| **AYES:** | **Councilmembers:** | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| **NOES:** | **Councilmembers:** | None |
| **ABSENT:** | **Councilmembers:** | None |

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-109

A RESOLUTION APPOINTING MEMBERS OF THE INFRASTRUCTURE STUDY COMMITTEE

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

SECTION 1. The following persons are hereby appointed to the Infrastructure Study Committee:

SEE SCHEDULE "A"

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed members of the Infrastructure Study Committee and the Secretary thereof.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of February, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

Recommendations for
INFRASTRUCTURE STUDY COMMITTEE

| | |
|---|---|
| Board of Realtors | Louis M. Levin, representative<br>Stephen S. Locke, alternate |
| Building Industry Association | James Thayer, representative<br>Ronald F. Earl, alternate |
| Chamber of Commerce | William Michael, representative<br>David Kilby, alternate |
| Ecology Action | Gordon Edward Hart, representative<br>Richard L. Harriman, alternate |
| GOAL | John Boothe Mensinger, representative<br>Ben Starr, alternate |
| League of Women Voters | Connie C. Harris, representative<br>Robin C. Martin, alternate |
| GMRAA | Howard Spivak, representative<br>John Hollis, alternate |
| Planning Commission | David Gallagher, representative<br>Balvino Irizarry, alternate. |
| Citizen at Large | Stewart Bradley, representative<br>Leopold Prescott, alternate |
| City Council | Richard Lang, representative |

2/10/87

MODESTO CITY COUNCIL
RESOLUTION NO. 87-110

A RESOLUTION ESTABLISHING IN LIEU PARKING FEES IN THE DOWNTOWN AREA FOR OPERATING AND MAINTAINING OFF-STREET PARKING SPACES.

WHEREAS, the zoning regulations of the City of Modesto set standards for off-street parking including the minimum number of parking spaces required for each use, and

WHEREAS, Section 10-2.2003 of the Modesto Municipal Code provides that downtown businesses, bounded by the centerlines of Needham Avenue, Downey Avenue, Burney Street, D Street, Ninth Street and O Street, instead of providing parking spaces may make in lieu parking payments in order to satisfy the off-street parking requirements of the Modesto Municipal Code, and

WHEREAS, the "Omni 8" complete rewrite of the zoning regulations became effective September 1, 1985. Said rewrite deleted the actual in lieu fee amounts for a one-time payment of $1,500.00 per parking space, and a quarterly payment of $13.00 per parking space, which fees need to be established, and

WHEREAS, City staff recommends to the Council that said fees be established as follows:

1. A fee of $1,500.00 per parking space as a one-time in lieu parking fee.
2. A fee of $13.00 per space quarterly in lieu parking fee.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the amount of $1,500.00 per parking space as a one-time in lieu parking fee, and $13.00 per space quarterly in lieu parking fee are hereby established as the in lieu parking payments for operating and maintaining off-street

parking spaces in the downtown area pursuant to Section 10-2.2003 of the Modesto Municipal Code.

BE IT FURTHER RESOLVED that Resolution No. 78-10, adopted January 3, 1978, is hereby rescinded effective February 10, 1987.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of February, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 87-111

A RESOLUTION APPROVING AND AUTHORIZING THE EXECUTION OF AN AMENDMENT TO THE DISPOSITION AND DEVELOPMENT AGREEMENT WITH COMMUNITY CENTER HOTEL ASSOCIATES (ALLEN GRANT)

BE IT HEREBY RESOLVED by the City Council of the City of Modesto that an amendment to the July 9, 1986, Disposition and Development Agreement between the Redevelopment Agency and the Community Center Hotel Associates (Allen Grant) be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of an amendment to said agreement between the Redevelopment Agency of the City of Modesto and Community Center Hotel Associates by the designated Agency officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of February, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Sutton, Whiteside

NOES: Councilmembers: McGrath, Patterson

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

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MODESTO CITY COUNCIL
RESOLUTION NO. 87-112

A RESOLUTION APPROVING AND AUTHORIZING THE EXECUTION OF AN AMENDMENT TO THE HOTEL LEASE AGREEMENT WITH COMMUNITY CENTER HOTEL ASSOCIATES (ALLEN GRANT)

BE IT HEREBY RESOLVED by the City Council of the City of Modesto that an amendment to the July 9, 1986, Hotel Lease between the Redevelopment Agency and the Community Center Hotel Associates (Allen Grant) be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of an amendment to said Hotel Lease between the Redevelopment Agency of the City of Modesto and Community Center Hotel Associates by the designated Agency officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of February, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Sutton, Whiteside

NOES: Councilmembers: McGrath, Patterson

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 87-113

A RESOLUTION ESTABLISHING PUBLIC FACILITIES DISTRICT 2 FOR THE PURPOSE OF ACQUIRING RIGHT OF WAY AND BUILDING A SIDEWALK AT 2405 E. ORANGEBURG AVENUE IN THE CITY OF MODESTO, OVERRULING ALL PROTESTS, ORDERING THE DESIGNATION OF THE AREA OF BENEFIT, AND ESTABLISHING THE AMOUNT OF FACILITIES BENEFIT ASSESSMENTS FOR PUBLIC FACILITIES DISTRICT 2.

WHEREAS, the Council of the City of Modesto adopted Resolution No. 87-52 on January 20, 1987, initiating proceedings on its own motion for the designation of an area of benefit for the purpose of acquiring right of way and constructing curb, gutter and sidewalk at 2405 E. Orangeburg Avenue in the City of Modesto, and

WHEREAS, the Council adopted Resolution No. 87-82 on January 27, 1987, declaring its intention to establish a public facilities district for the purpose of acquiring right of way and constructing curb, gutter and sidewalk at 2405 E. Orangeburg Avenue in the City of Modesto, and

WHEREAS, the City Manager caused the Director of Engineering Services to prepare and submit to the City Council a report dated January 21, 1987, which report contains the information required by Section 7-1.804 of the Modesto Municipal Code, and

WHEREAS, said Resolution No. 87-82 set a hearing to be held on February 17, 1987, at the hour of 4:00 p.m., in the Council Chambers, 801 11th Street, Modesto, California, said hearing being the time and place for hearing all persons interested in or objecting to the designation of the area of benefit relating to the proposed establishment of a public facilities district for the purpose of acquiring right of way and constructing curb, gutter and sidewalk at 2405 E. Orangeburg Avenue in the City of Modesto, and

WHEREAS, said Resolution No. 87-82 was published in The Modesto Bee, the official newspaper of the City of Modesto, once each week for two (2) successive weeks prior to the hereinabove referred to hearing, and copies of said resolution were mailed to the owners of the properties located within the proposed area of benefit at the addresses shown on the last equalized assessment roll, or as otherwise known to the City Clerk, or by other means which were found reasonably calculated to apprise affected landowners of the hearing, and

WHEREAS, said hearing was held on February 17, 1987, at the hour of 4:00 p.m., in the Council Chambers, City Hall, 801 11th Street, Modesto, California, at which hearing all persons interested in or objecting to the proposed establishment of a public facilities district for the purpose of acquiring right of way and constructing curb, gutter and sidewalk at 2405 E. Orangeburg Avenue in the City of Modesto were afforded the opportunity to appear and be heard, and

WHEREAS, all things and acts necessary to be done, as required by Article 8 of Chapter 1 of Title 7 (Sections 7-1.801 et seq.) of the Modesto Municipal Code, in order to establish a public facilities district for the purpose of acquiring right of way and constructing curb, gutter and sidewalk at 2405 E. Orangeburg in the City of Modesto, have been done and accomplished,

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

1. The Council hereby finds and determines that a majority protest was not filed against the proposed public facilities project, the extent of the area of benefit, the amount of the facilities benefit assessments proposed to be levied within the area of benefit or any or all of the foregoing.

2. The Council hereby overrules any and all protests which were filed against the proposed public facilities project, the extent of the area of benefit and/or the amount of the facilities benefit assessments proposed to be levied within the area of benefit.

3. The Council hereby orders designation of the area of benefit of the proposed public facilities district and establishment of the amount of the facilities benefit against each parcel within the area of benefit.

4. The Council hereby establishes Public Facilities District 2.

5. The description of the public facilities project, the cost of which is to be charged to the properties located within the area of benefit is as follows:

> Facility Description: Acquire a 10' strip of right of way along the property frontage. Construct 167 lineal feet of curb and 5' wide sidewalk. Install asphalt concrete pavement to match existing roadway. Asphalt concrete pavement will not be at the expense of the property owner. Relocate irrigation structures. The MID will relocate these structures at no cost to the City or the property owner.

6. The capital program with respect to the public facilities project is as follows:

Estimated Cost of Project:

| | |
|---|---|
| Appraisals | $ 2,000 |
| Land Purchase | $ 6,680 |
| Property Agent Expenses | $ 460 |
| Construction of Curb/Sidewalk | $ 3,700 |
| Incidental Expenses Case 2 | $ 114 |
| Total | $12,954 |

The construction schedule is set to start on or about June 15, 1987 and to be completed three weeks thereafter.

7. The boundaries of the area of benefit are as follows:

The property included in Assessor's Parcel No. 67-33-08 also known as 2405 E. Orangeburg Avenue.

8. The method by which the costs are to be apportioned among the parcels within the area of benefit and the amount of the facilities benefit assessments which are to be charged to each such parcel are as follows:

All costs to be apportioned to the single property in Public Facilities District 2.

9. The basis and methodology by which automatic annual increases in the facilities benefit assessment will be computed, assessed and levied are as follows:

None, as there are no annual increases contemplated.

10. The amount of the contribution or advance, if any, which the City or other public entity will make toward the total cost are as follows:

To be contributed by the City of Modesto - $3,814.00.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of February, 1987, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers:

ABSENT: Councilmembers:

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 87-114

A RESOLUTION GRANTING THE APPEAL OF MID-VALLEY ENGINEERING, INC. ON BEHALF OF ROBERT FORD FOR AN ENCROACHMENT PERMIT AT 2929 SCENIC DRIVE TO ALLOW AN EXISTING 5'6" TALL HEDGE TO REMAIN IN ITS EXISTING LOCATION AND OVERRULING THE DECISION OF THE DIRECTOR OF ENGINEERING SERVICES.

WHEREAS, an application for an encroachment permit to allow an existing 5'6" tall hedge to remain in its existing location in the sidewalk planting strip, located at 2929 Scenic Drive, was filed by Robert Ford on January 13, 1987, and

WHEREAS, the Director of Engineering Services by letter dated January 14, 1987, denied the application for an encroachment permit to allow an existing 5'6" tall hedge to remain in its existing location in the sidewalk planting strip, located at 2929 Scenic Drive in the City of Modesto, and

WHEREAS, an appeal to the decision of the Director of Engineering Services denying a request for an encroachment permit to allow an existing 5'6" tall hedge to remain in its existing location in the sidewalk planting strip, located at 2929 Scenic Drive in the City of Modesto, was filed with the City Clerk of the City of Modesto by Mid-Valley Engineering, Inc. on behalf of Robert Ford by letter dated January 30, 1987, and

WHEREAS, said appeal was set for public hearing before the Council of the City of Modesto at its regular meeting place located in the Council Chambers in the City Hall, 801 11th Street, Modesto, California, at 4:00 p.m., on February 17, 1987, and

WHEREAS, after hearing evidence both oral and documentary, the Council found and determined that said appeal to the denial of the

encroachment permit to allow an existing 5'6" tall hedge to remain in its existing location in the sidewalk planting strip, located at 2929 Scenic Drive in the City of Modesto, should be granted subject to all the standard conditions in Modesto City Council Resolution No. 69-273, and that the hedge should not be allowed to overhang the sidewalk nor be more than 5'6" tall,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the appeal of Mid-Valley Engineering, Inc. on behalf of Robert Ford to the decision of the Director of Engineering Services denying an encroachment permit to allow an existing 5'6" tall hedge to remain in its existing location in the sidewalk planting strip, located at 2929 Scenic Drive in the City of Modesto, is hereby granted.

BE IT FURTHER RESOLVED that the Director of Engineering Services is hereby directed to issue an encroachment permit to allow an existing 5'6" tall hedge to remain in its existing location in the sidewalk planting strip, located at 2929 Scenic Drive in the City of Modesto, subject to all the standard conditions in Modesto City Council Resolution No. 69-273, subject to payment of required fees, and subject to the additional conditions that the hedge shall not be allowed to overhang the sidewalk nor be more than 5'6" tall.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of February, 1987, by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: Muratore

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 87-115

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION MAP 7-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON FROM R-2 TO P-O.

WHEREAS, on February 17, 1987, the City Council introduced Ordinance No. 2474-C.S. giving approval to a project relating to an amendment to Section Map 7-3-9 of the Zoning Map of the City of Modesto to reclassify from Medium Density Residential Zone, R-2, to Professional Office Zone, P-O, property located on the north side of Standiford Avenue East of San Clemente Avenue at 1901 Standiford Avenue, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to an amendment to Section Map 7-3-9 of the Zoning Map of the City of Modesto to reclassify from Medium Density Residential Zone, R-2, to Professional Office Zone, P-O, property located on the north side of Standiford Avenue East of San Clemente Avenue at 1901 Standiford Avenue.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of February, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 87-116

A RESOLUTION ACCEPTING THE LAKEWOOD PARK IRRIGATION AND LANDSCAPING PROJECT AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering, that the Lakewood Park irrigation and landscaping

has been completed by Fries Corporation

in accordance with the contract agreement dated December 4, 1984.

NOW, THEREFORE, BE IT RESOLVED that the Lakewood Park irrigation and landscaping

be accepted from said contractor, Fries Corporation;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $11,386.63 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of February, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-117

A RESOLUTION ACCEPTING THE BID OF SWENSON STEEL PRODUCTS COMPANY FOR FURNISHING ONE MOWER TRAILER

WHEREAS, Resolution No. 87-40, adopted by the Council of the City of Modesto on January 20, 1987, approved the plans and specifications for the purchase of one mower trailer

and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of one mower trailer

were opened at 3:00 p.m. on February 10, 1987, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of Swenson Steel Products Company in the amount of $1,267

be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Swenson Steel Products Company in the amount of $1,267

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of February, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-118

A RESOLUTION APPROVING A PURCHASE ORDER FOR ENGAGING THE PROFESSIONAL SERVICES OF CHEC CONSULTANTS, INC., AS CONSULTANTS FOR THE 1987 STREET OVERLAYS PROGRAM

WHEREAS, it has been determined that the CHEC Consultants firm has the specialized equipment and experience to perform the necessary coring and testing of the streets scheduled for overlay this summer.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that the Director of Finance is hereby authorized to issue a purchase order to engage the professional services of CHEC Consultants, Inc., as consultants for the 1987 streets overlays program.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of February, 1987, by Councilmember Whiteside , who moved its adoption, which motion being duly seconded by Councilmember Sutton , was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-119

A RESOLUTION ACCEPTING WITH REGRET THE RESIGNATION OF DEAN PAULSON FROM THE REHABILITATION LOAN POOL SUBCOMMITTEE, SEAT #4, EFFECTIVE FEBRUARY 17, 1987

WHEREAS, Dean Paulson was appointed a member of the Rehabilitation Loan Pool Subcommittee, Seat #4, on May 21, 1985; and

WHEREAS, Dean Paulson has tendered his resignation from the Rehabilitation Loan Pool Subcommittee effective February 17, 1987; and

WHEREAS, Dean Paulson has been a devoted and sincere public servant and has contributed greatly to our civic progress.

NOW, THEREFORE, BE IT RESOLVED that the resignation of Dean Paulson from the Rehabilitation Loan Pool Subcommittee be, and hereby is accepted with regret.

BE IT FURTHER RESOLVED that the Council of the City of Modesto, on its own behalf, and on behalf of the citizens of this City, hereby expresses its sincere appreciation to Dean Paulson for his outstanding service to the community.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of February, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton , was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-120

A RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO AUTHORIZING THE CHIEF OF POLICE TO PARTICIPATE IN THE CALIFORNIA WITNESS PROTECTION PROGRAM (CWPP) AND TO EXECUTE STANDARD AGREEMENTS THEREFORE.

WHEREAS, it is desirable and in the public interest for the Police Department of the City of Modesto to participate in the California Witness Protection Program (CWPP) which is designed to assist local law enforcement agencies and prosecutors to protect witnesses and their families.

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

1. That the Chief of Police is hereby authorized and directed to participate in the California Witness Protection Program (CWPP) in all proper cases to protect witnesses and their families.

2. That the City Manager and Chief of Police are hereby authorized to execute the Standard Agreement with the California Department of Justice in order to obtain disbursement of State funds under the California Witness Protection Program (CWPP).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of February, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

021787 2742CA

MODESTO CITY COUNCIL
RESOLUTION NO. 87-121

A RESOLUTION ESTABLISHING "AFTER HOURS" DANCE HALL PERMIT FEES.

WHEREAS, Section 4-1.410 of the Modesto Municipal Code provides that the owner or operator of a public dance hall may apply to the Chief of Police for an After-Hours Permit which authorizes after-hour operations (between the hours of 2:00 a.m. and 5:00 a.m.) of dance halls/bars for music and dancing, and

WHEREAS, pursuant to Section 4-1.412 of the Modesto Municipal Code the Chief of Police may adopt and from time to time may amend rules and regulations of conduct and operation for "After-Hours" Permits, and

WHEREAS, the Chief of Police has established rules and regulations for after-hour operations which require an "After-Hours Permit", and

WHEREAS, the Chief of Police has determined that the cost of processing an "After-Hours Permit" will be Fifty and no/100ths ($50.00) Dollars,

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

An annual fee of Fifty and no/100ths ($50.00) Dollars shall be charged for an After-Hours Permit, which permit authorizes after-hour operations (between the hours of 2:00 a.m. and 5:00 a.m.) of dance halls/bars for music and dancing.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of February,

1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 87-122

A RESOLUTION PROVIDING FOR THE SALE OF SURPLUS PROPERTY.

WHEREAS, the City Manger is authorized by Charter Section 801 to sell surplus personal property of the City of Modesto with the approval of the City Council, and

WHEREAS, the City has accumulated surplus items of personal property which could best be sold on a sealed bid basis, which items are listed on the attached Surplus Property Listing, marked Exhibit A, and

WHEREAS, said property has become surplus to the City's needs by reason of replacement or obsolescence,

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

SECTION 1. The City Manager is hereby authorized and directed to sell on a sealed bid basis to the highest bidder, those items of surplus property listed on the attached Surplus Property Listing, marked Exhibit A, which are hereby found to be surplus.

SECTION 2. The sale shall be conducted by the City Manager or by such person as he may select for this purpose. If said items of surplus property cannot be sold on a sealed bid basis as provided for above, said surplus property shall be disposed of in such manner as the City Manager deems to be in the best interest of the City.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of February, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

EXHIBIT A
SURPLUS PROPERTY LISTING FOR SEALED BID - 1987

| ITEM | INV.# | QTY. | DESCRIPTION |
|---|---|---|---|
| 7001 | 30127 | 1 | 1970 CHEVY 1/2 TON PICKUP |
| 7002 | 30129 | 1 | 1977 FORD COURIER PICKUP |
| 7003 | 18325 | 1 | 1983 DODGE DIPLOMAT SEDAN |
| 7004 | 18218 | 1 | 1982 CHEVY IMPALA SEDAN |
| 7005 | 10072 | 1 | 1975 AMC HORNET SEDAN |
| 7006 | 18329 | 1 | 1983 DODGE DIPLOMAT SEDAN |
| 7007 | 17460 | 1 | 1974 AMC MATADOR SEDAN |
| 7008 | 30102 | 1 | 1971 DODGE 1/2 TON PICKUP |
| 7009 | 40268 | 1 | 1969 CHEVY 3/4 TON DUMP P/U |
| 7010 | 18316 | 1 | 1983 DODGE DIPLOMAT SEDAN |
| 7011 | 18328 | 1 | 1983 DODGE DIPLOMAT SEDAN |
| 7012 | 30160 | 1 | 1968 CHEVY 1/2 TON PICKUP |
| 7013 | 40209 | 1 | 1969 CHEVY WATER TRUCK |
| 7014 | 70030 | 1 | LeROI AIR COMPRESSOR |
| 7015 | 60001 | 1 | GRACE ROLLER |
| 7016 | 50304 | 1 | MINI PLANER |
| 7017 | 60007 | 1 | AERIFIER |
| 7018 | 10054 | 1 | 1972 DODGE CORONET SEDAN |
| 7019 | 18422 | 1 | 1984 FORD CROWN VICTORIA |
| 7020 | 10007 | 1 | 1981 CHEVY MONTE CARLO |
| 7021 | 18415 | 1 | 1984 FORD CROWN VICTORIA |
| 7022 | 19421 | 1 | 1943 GMC 4WD 3-AXLE TRUCK |
| 7023 | 50306 | 1 | 1975 FMC PARKING LOT SWEEPER |
| 7024 | 18309 | 1 | 1983 DODGE DIPLOMAT SEDAN |
| 7025 | 18317 | 1 | 1983 DODGE DIPLOMAT SEDAN |
| 7026 | 18323 | 1 | 1983 DODGE DIPLOMAT SEDAN |
| 7027 | 10034 | 1 | 1971 DODGE CORONET SEDAN |
| 7028 | 70152 | 1 | 1980 AERIAL PLATFORM |
| 7029 | 40256 | 1 | 1974 FORD GARBAGE TRUCK |
| 7030 | 80012 | 1 | 1970 FERMEE TRAILER |
| 7031 | 10008 | 1 | 1981 CHEVY MONTE CARLO |
| 7032 | 10013 | 1 | 1979 CHEVY IMPALA |
| 7033 | 10014 | 1 | 1979 CHEVY IMPALA |
| 7034 | 10029 | 1 | 1981 CHEVY MONTE CARLO |
| 7035 | 10060 | 1 | 1981 CHEVY MONTE CARLO |
| 7036 | 18518 | 1 | 1985 DODGE DIPLOMAT |
| 7037 | NONE | 1 | DODGE ENGINE, 318 CID |
| 7038 | NONE | 1 | GMC 3/4 TON PICKUP BED |
| 7039 | 20128 | 1 | 1949 GMC BUS (BODY ONLY) |

MODESTO CITY COUNCIL
RESOLUTION NO. 87-123

A RESOLUTION RESCINDING AUTHORITY FOR ISSUANCE OF ENCROACHMENT PERMITS FOR POLITICAL SIGNS IN PUBLIC RIGHTS-OF-WAY AND RESCINDING RESOLUTION NO. 82-775.

WHEREAS, City Council Resolution No. 82-775 provides for the issuance of encroachment permits for political signs in the public rights-of-way, and

WHEREAS, the number of such signs has multiplied to such an extent that said signs interfere with normal uses of public rights-of-way, create safety hazards and create visual clutter, and

WHEREAS, signs placed in front of or around public buildings may give the appearance of endorsement by public agencies of particular candidates or proposals,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that encroachment permits shall no longer be issued for political campaign signs in the public rights-of-way.

BE IT FURTHER RESOLVED that City Council Resolution No. 82-775 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 February, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: McGrath

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 87-124

A RESOLUTION OF INTENTION TO APPROVE AN AMENDMENT TO CONTRACT BETWEEN THE BOARD OF ADMINISTRATION OF THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM AND THE CITY COUNCIL OF THE CITY OF MODESTO

WHEREAS, The Public Employees' Retirement Law permits the participation of public agencies and their employees in the Public Employees' Retirement System by the execution of a contract, and sets forth the procedure by which said public agencies may elect to subject themselves and their employees to amendments to said Law, and

WHEREAS, one of the steps in the procedure to amend this contract is the adoption by the governing body of the public agency of a resolution giving notice of its intention to approve an amendment to said contract, which resolution shall contain a summary of the change proposed in said contract, and

WHEREAS, the following is a statement of the proposed change:

To provide Section 21222.4 (Special 15% Increase for Local Safety Members).

NOW, THEREFORE, BE IT RESOLVED that the governing body of the above agency does hereby give notice of intention to approve an amendment to the contract between the said governing body and the Board of Administration of the Public Employees' Retirement System, a copy of said amendment being attached hereto, as Exhibit A and by this reference made a part hereof.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of February, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

PLEASE DO NOT SIGN "EXHIBIT ONLY"

AMENDMENT TO CONTRACT
BETWEEN THE
BOARD OF ADMINISTRATION
OF THE
PUBLIC EMPLOYEES' RETIREMENT SYSTEM
AND THE
CITY COUNCIL
OF THE
CITY OF MODESTO

The Board of Administration, Public Employees' Retirement System, hereinafter referred to as Board, and the governing body of above public agency, hereinafter referred to as Public Agency, having entered into a contract effective August 1, 1946, and witnessed July 24, 1946, and as amended effective December 1, 1950, July 1, 1956, July 1, 1959, November 1, 1959, January 1, 1960, October 1, 1962, January 1, 1969, May 1, 1973, May 1, 1974, June 24, 1975, March 28, 1978, July 4, 1978, November 1, 1980, October 20, 1981, June 29, 1982, October 15, 1985, and June 24, 1986, which provides for participation of Public Agency in said System, Board and Public Agency hereby agree as follows:

A. Paragraphs 1 through 12 are hereby stricken from said contract as executed effective June 24, 1986, and hereby replaced by the following paragraphs numbered 1 through 12 inclusive:

1. All words and terms used herein which are defined in the Public Employees' Retirement Law shall have the meaning as defined therein unless otherwise specifically provided. "Normal retirement age" shall mean age 60 for local miscellaneous members and age 50 for local safety members.

2. Public Agency shall participate in the Public Employees' Retirement System from and after August 1, 1946 making its employees as hereinafter provided, members of said System subject to all provisions of the Public Employees' Retirement Law except such as apply only on election of a contracting agency and are not provided for herein and to all amendments to said Law hereafter enacted except those, which by express provisions thereof, apply only on the election of a contracting agency.

3. Employees of Public Agency in the following classes shall become members of said Retirement System except such in each such class as are excluded by law or this agreement:

   a. Local Fire Fighters (herein referred to as local safety members);

   b. Local Police Officers (herein referred to as local safety members);

   c. Employees other than local safety members (herein referred to as local miscellaneous members).

4. In addition to the classes of employees excluded from membership by said Retirement Law, the following classes of employees shall not become members of said Retirement System:

Exhibit A

a. POLICE COURT EMPLOYEES; AND

b. ALL HOURLY RATED OR HOURLY BASIS EMPLOYEES HIRED ON AND AFTER OCTOBER 1, 1962.

PLEASE DO NOT SEVER "EXHIBIT ONE"

5. Assets heretofore accumulated with respect to members in the local retirement system have been transferred to the Public Employees' Retirement System and applied against the liability for prior service incurred thereunder. That portion of the assets so transferred representing the accumulated contributions (plus interest thereof) required of the employees under said local system has been credited to the individual membership account of each such employee under the Public Employees' Retirement System.

6. The fraction of final compensation to be provided for local miscellaneous members for each year of credited prior and current service shall be determined in accordance with Section 21251.13, subject to the reduction provided therein for service on and after January 1, 1956 and prior to June 30, 1978 for members whose service has been included in Federal Social Security (2% at age 60 Full and Modified).

7. The fraction of final compensation to be provided for each year of credited prior and current service as a local safety member shall be determined in accordance with Section 21252.01 of said Retirement Law (2% at age 50 Full).

8. The following additional provisions of the Public Employees' Retirement Law, which apply only upon election of a contracting agency, shall apply to the Public Agency and its employees:

   a. Section 21222.1 (Special 5% Increase - 1970). Legislation repealed said Section effective January 1, 1980.

   b. Section 21222.2 (Special 5% Increase - 1971). Legislation repealed said Section effective January 1, 1979.

   c. Section 21222.6 (Special 15% Increase for Local Miscellaneous Members).

   d. Sections 21380 - 21387 (1959 Survivor Program) excluding Section 21382.2 (Increased 1959 Survivor Benefits) and Section 21282.4 (Third Level of 1959 Survivor Benefits) for local safety members.

   e. Sections 21380 - 21387 (1959 Survivor Program) including Section 21382.2 (Increased 1959 Survivor Benefits) for local miscellaneous members.

   f. Section 20024.2 (One-Year Final Compensation) for local miscellaneous members hired prior to October 20, 1981.

   g. Section 21298 (Increased Non-Industrial Disability Allowance) for those local miscellaneous members who retired on non-industrial disability after June 14, 1975.

   h. Sections 21263, 21263.1 and 21263.3 (Post-Retirement Survivor Allowance) for local safety members and for local miscellaneous members hired prior to October 20, 1981.

i. Section 21222.85 (Special 3% - 15% Increase) for or on behalf of those local miscellaneous and those local safety members who retired or died prior to January 1, 1974.

j. Section 20461.6 (Reduction of Benefits), applied to Sections 20024.2, 21263, 21263.1 and 21263.3 for local miscellaneous members hired on or after October 20, 1981.

k. Section 21222.72 (One-time 4% Increase) for or on behalf of those local miscellaneous and those local safety members who retired or died prior to January 1, 1981.

l. Section 21222.4 (Special 15% Increase for Local Safety Members).

9. Public Agency, in accordance with Government Code Section 20740, ceased to be an "employer" for purposes of Section 20759 effective on March 28, 1978. Accumulated contributions of Public Agency shall be fixed and determined as provided in Government Code Section 20759, and accumulated contributions thereafter shall be held by the Board as provided in Government Code Section 20759.

10. Public Agency shall contribute to said Retirement System as follows:

a. With respect to local miscellaneous members, the agency shall contribute the following percentages of salaries earned as members of said Retirement System:

(1) 0.439 percent until June 30, 2000 on account of the liability for prior service benefits. (Subject to annual change.)

(2) 12.378 percent until June 30, 2000 on account of the liability for current service benefits. (Subject to annual change.)

(3) 0.057 percent until June 30, 2000 on account of the liability for the 1959 Survivor Program. (Subject to annual change.)

(4) 0.143 percent until June 30, 1995 on account of the liability for the benefits provided under Section 21222.85 of said Retirement Law. (Subject to annual change.)

(5) 0.122 percent until June 30, 2000 on account of the liability for the benefit provided under Section 21222.72 of said Retirement Law. (Subject to annual change.)

PLEASE DO NOT SIGN "EXHIBIT ONLY"

b. With respect to local safety members, the agency shall contribute the following percentages of salaries earned as members of said Retirement System:

(1) 0.063 percent until June 30, 2000 on account of the liability for prior service benefits. (Subject to annual change.)

(2) 22.657 percent until June 30, 2000 on account of the liability for current service benefits. (Subject to annual change.)

(3) 0.163 percent until June 30, 2000 on account of the liability for the benefits provided under Section 21222.4 of said Retirement Law. (Subject to annual change.)

(4) 0.163 percent until June 30, 1995 on account of the liability for the benefits provided under Section 21222.85 of said Retirement Law. (Subject to annual change.)

(5) 0.139 percent until June 30, 2000 on account of the liability for the benefits provided under Section 21222.72 of said Retirement Law. (Subject to annual change.)

c. A reasonable amount, as fixed by the Board, payable in one installment within 60 days of date of contract to cover the costs of administering said System as it affects the employees of Public Agency, not including the costs of special valuations or of the periodic investigation and valuations required by law.

d. A reasonable amount, as fixed by the Board, payable in one installment as the occasions arise, to cover the costs of special valuations on account of employees of Public Agency, and costs of the periodic investigation and valuations required by law.

11. Contributions required of Public Agency and its employees shall be subject to adjustment by Board on account of amendments to the Public Employees' Retirement Law, and on account of the experience under the Retirement System as determined by the periodic investigation and valuation required by said Retirement Law.

PLEASE DO NOT SIGN "EXHIBIT ONLY"

12. Contributions required of Public Agency and its employees shall be paid by Public Agency to the Retirement System within thirty days after the end of the period to which said contributions refer or as may be prescribed by Board regulation. If more or less than the correct amount of contributions is paid for any period, proper adjustment shall be made in connection with subsequent remittances. Adjustments on account of errors in contributions required of any employee may be made by direct payments between the employee and the Board.

B. This amendment shall be effective on the _____ day of _____, 19____.

BOARD OF ADMINISTRATION
PUBLIC EMPLOYEES' RETIREMENT SYSTEM

BY _____
SANDRA C. LUND
ASSISTANT EXECUTIVE OFFICER
BENEFIT SERVICES

CITY COUNCIL
OF THE
CITY OF MODESTO

BY _____
Presiding Officer

PLEASE DO NOT SIGN "EXHIBIT ONLY"

_____
Witness Date

Attest:

PLEASE DO NOT SIGN "EXHIBIT ONLY"

_____
Clerk

PERS-CON-702 (AMENDMENT)
(Rev. 9/86)

MODESTO CITY COUNCIL
RESOLUTION NO. 87-125

**A RESOLUTION SETTING TIME AND PLACE FOR HEARING** TO RECEIVE CITIZEN INPUT ON ELIMINATING GRASS CUTTINGS FROM GARDEN REFUSE PICKUP

BE IT HEREBY RESOLVED by the Council of the City of Modesto that March 24, 1987, at 7:30 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of eliminating grass cuttings from garden refuse pickup.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of February, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Mayor Mensinger

NOES: Councilmembers: Whiteside

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-126

A RESOLUTION ACCEPTING IMPROVEMENTS IN QUAIL RUN SUBDIVISION AND AUTHORIZING RELEASE OF PASSBOOK ASSIGNMENTS

WHEREAS, Guarantee Financial Services, subdividers of Quail Run Subdivision have filed Passbook Assignments for faithful performance and labor and materials in the amount of $301,400.00 and $150,700.00 respectively to guarantee improvements in Quain Run Subdivision and;

WHEREAS, the Director of Engineering in a memorandum dated February 9, 1987, indicates that all work required by the subdivision agreement has been completed to the satisfaction of the Engineering Department; and

WHEREAS, the Director of Engineering has indicated that it would be in order for the City Council to accept the improvements in said subdivision as complete and authorize the City Clerk to file notice of completion and release the Passbook Assignments upon expiration of the statutory period.

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

1. The improvements in Quail Run Subdivision are hereby accepted.
2. The City Clerk is hereby authorized to release the Passbook Assignment for faithful performance in the amount of $301,400.00 upon recordation of notice of completion.
3. The City Clerk is hereby authorized to release the Passbook Assignment for labor and materials in the amount of $150,700.00 upon expiration of the statutory period.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of February, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-127

A RESOLUTION ACCEPTING IMPROVEMENTS IN NARAGHI LAKES NO. 3 SUBDIVISION AND AUTHORIZING RELEASE OF CERTIFICATES OF DEPOSIT

WHEREAS, U.A. By-Products , subdividers of Naraghi Lakes No. 3 Subdivision have filed Certificates of Deposit for faithful performance and labor and materials in the amount of $62,100.00 and $31,050.00 respectively to guarantee improvements in Naraghi Lakes No. 3 and;

WHEREAS, the Director of Engineering in a memorandum dated February 11, 1987, indicates that all work required by the subdivision agreement has been completed to the satisfaction of the Engineering Department; and

WHEREAS, the Director of Engineering has indicated that it would be in order for the City Council to accept the improvements in said subdivision as complete and authorize the City Clerk to file notice of completion and release the Certificates of Deposit upon expiration of the statutory period.

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

1. The improvements in Naraghi Lakes No. 3 Subdivision are hereby accepted.
2. The City Clerk is hereby authorized to release the Certificates of Deposit for faithful performance in the amount of $ 62,100.00 upon recordation of notice of completion.
3. The City Clerk is hereby authorized to release the Certificates of Deposit for labor and materials in the amount of $31,050.00 upon expiration of the statutory period.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of February , 19 87 , by Councilmember Whiteside , who moved its adoption, which motion being duly seconded by Councilmember Sutton , was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-128

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND** PACIFIC COAST BUILDING PRODUCTS, INC. FOR WATER SERVICE OUTSIDE CITY LIMITS AT 1155 N. EMERALD AVENUE

**BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and** Pacific Coast Building Products, Inc. for water service outside City limits at 1155 N. Emerald Avenue, located on the west side of Emerald Avenue between Woodland Avenue and Kansas Avenue

**be, and it is hereby approved.**

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

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 17th **day of** February, **19**87, **by Councilmember** Whiteside, **who moved its adoption, which motion being duly seconded by Councilmember** Sutton, **was upon roll call carried and the resolution adopted by the following vote:**

| | | |
|---|---|---|
| **AYES:** | **Councilmembers:** | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| **NOES:** | **Councilmembers:** | None |
| **ABSENT:** | **Councilmembers:** | None |

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-129

A RESOLUTION ESTABLISHING LIMITATIONS ON THE USE OF WATER FROM THE MUNICIPAL WATER SYSTEM FROM JUNE 1, 1987, THROUGH SEPTEMBER 30, 1987.

WHEREAS, the City of Modesto obtains its entire supply of domestic water from deep well pumping stations, and

WHEREAS, the conservation of groundwater is a prudent and desirable goal and is necessary for the public health and safety, and

WHEREAS, it is timely for the City of Modesto to take those steps necessary to help ensure an adequate local supply of water, and

WHEREAS, peak water demands on the municipal water system occur between the hours of 2 p.m. and 7 p.m. from June 1, through September 30, and

WHEREAS, the Modesto Irrigation District has advised that the peak electric power demands on the Modesto Irrigation District system occur between the hours of 2 p.m. and 6:30 p.m. from June 1, through September 30, and

WHEREAS, Section 11-1.14, subsection (q), of the Modesto Municipal Code authorizes this Council to establish rules or regulations by resolution concerning the City's municipal water system,

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

1. All outside water use, except for vegetable gardens, of water supplied by the municipal water system is prohibited between the hours of 2 p.m. and 7 p.m. of each day, Monday through Friday, from June 1, 1987, through September 30, 1987.

2. Violations of the above prohibition are declared to be a waste of water and shall be handled by the Director of Utility Services in accordance with the provisions of Section 11-1.14 of the Modesto Municipal Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of February, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 87-130

A RESOLUTION APPROVING THE APPLICATION FOR LAND AND WATER CONSERVATION FUNDS FOR THE SIPHERD NEIGHBORHOOD PARK TRAINING POOL AND SECURITY LIGHTING PROJECT

WHEREAS, the Congress under Public Law 88-578 has authorized the establishment of a Federal Land and Water Conservation Fund Grant-In-Aid Program, providing matching funds to the State of California and its political subdivision for acquiring lands and developing facilities for public outdoor recreation purposes, and

WHEREAS, the State Department of Parks and Recreation is responsible for the administration of the program within the State, setting up necessary rules and procedures governing application by local agencies under the program, and

WHEREAS, said adopted procedures established by the State Department of Parks and Recreation require the applicant to certify by resolution the approval of applications and the availability of local matching funds prior to submission of said applications to the State, and

WHEREAS, Sipherd Neighborhood Park Training Pool and Security Lighting project is consistent with the Statewide Comprehensive Recreation Resources Plan: Recreation in California, Issues and Actions: 1981-1985, and

WHEREAS, the project must be compatible with the land use plans of those jurisdictions immediately surrounding the project,

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby:

1. Approves the filing of an application for Land and Water Conservation Fund assistance; and

2. Certifies that said agency has matching funds from the following source Parks and Recreation facilities and can finance 100 percent of the project, half of which will be reimbursed; and

3. Certifies that the project is compatible with the land use plans of those jurisdictions immediately surrounding the project; and

4. Appoints the City Manager as agent of the City to conduct all negotiations, execute and submit all documents including but not limited to applications, agreements, amendments, billing statements, and so on which may be necessary for the completion of the aforementioned project.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of February, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 87-131

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND** DENNIS NASRAWI, CONSULTANT, TO DEVELOP AN AUTOMATED BUILDING PERMIT SYSTEM

**BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and** Dennis Nasrawi, consultant, to develop an automated building permit system to increase efficiency in Building Inspection

**be, and it is hereby approved.**

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

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 17th **day of** February, **19** 87, **by Councilmember** Whiteside, **who moved its adoption, which motion being duly seconded by Councilmember** Sutton, **was upon roll call carried and the resolution adopted by the following vote:**

| | | |
|---|---|---|
| **AYES:** | **Councilmembers:** | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| **NOES:** | **Councilmembers:** | None |
| **ABSENT:** | **Councilmembers:** | None |

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-132

A RESOLUTION AUTHORIZING FINANCIAL ASSISTANCE TO MODESTO HIGH SCHOOL DISTRICT TO SHARE THE EXPENSE OF RESURFACING THE BEYER HIGH SCHOOL SWIMMING POOL.

WHEREAS, the City of Modesto and the Modesto High School District entered into an agreement dated June 5, 1972, for the purpose of constructing and operating a swimming pool at the Beyer High School, and

WHEREAS, by letter dated February 2, 1987, the Modesto High School District informed the City of Modesto that there is a need to resurface the Beyer High School Swimming Pool at an estimated cost of $22,000, and

WHEREAS, in accordance with the above mentioned agreement and past practices, the City of Modesto should pay one-half the cost of resurfacing the Beyer High School Swimming Pool, and

WHEREAS, the estimated cost of resurfacing the Beyer High School Swimming Pool is $22,000,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it authorizes the payment of one-half the cost of resurfacing the Beyer High School Swimming Pool, up to a total of $11,000.00.

BE IT FURTHER RESOLVED that the payment by the City of one-half of the cost of said resurfacing is conditioned on the project being completed prior to June 20, 1987.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of February, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 87-133

A RESOLUTION APPROVING THE REQUEST OF AUTOMATIC OFFICE SYSTEMS FOR REFUND OF $541.73 FOR OVERPAYMENT OF BUSINESS LICENSE TAX

BE IT RESOLVED by the Council of the City of Modesto that the request of Automatic Office Systems for refund of $541.73 for overpayment of Business License Tax is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of February, 1987, by Councilmember Whiteside , who moved its adoption, which motion being duly seconded by Councilmember Sutton , was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-134

A RESOLUTION APPOINTING MEMBERSOF THE LOCAL CABLE PROGRAMMING COMMITTEE

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

SECTION 1. The following persons are hereby appointed to the Local Cable Programming Committee:

Cynthia Chapa
Carol Garlitz
Jim Montalbano
Nancy Komjathy-Salyer
Jack Weir
Frank Azevedo (recommended by Board of Supervisors)
Harry Bakker (recommended by County Superintendent of Education)

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed membersof the Local Cable Programming Committee and the Secretary thereof.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of February, 1987, by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

Committees

MODESTO CITY COUNCIL
RESOLUTION NO. 87-135

A RESOLUTION APPOINTING MEMBER OF THE REHABILITATION LOAN POOL SUBCOMMITTEE, SEAT #4 (JOANN THOMPSON)

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

SECTION 1. The following person is hereby appointed to the HCDA Rehabilitation Loan Pool Subcommittee for the respective term as indicated:

JoAnn Thompson
3821 Wesson Ranch Road
Modesto, Ca. 95355

Term to expire 6/30/89

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed member of the HCDA Rehabilitation Loan Pool Subcommittee and the Secretary thereof.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of February, 19 87, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

Committees
Youth Commission

MODESTO CITY COUNCIL
RESOLUTION NO. 87-136

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR PLANNED DEVELOPMENT ZONE, P-D(412).

WHEREAS, a verified application for an amendment to Section 33-3-9 of the Zoning Map was filed by Ken Mustoe on November 25, 1986, to reclassify from Light Industrial Zone, M-1, to Planned Development Zone, P-D, to allow a recycling center to occupy one of the two industrial buildings on, property located on the south corner of 9th and B Streets, described as follows:

Block U City of Modesto

Including also the northern 40.00 feet of Morton Boulevard, the southeastern 40.00 feet of "B" Street and the southwestern 40.00 feet of 9th Street and all immediately adjacent to the above described property.

and

WHEREAS, after a public hearing held on January 5, 1987, and continued to January 20, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, it was found and determined by the Planning Commission, by its Resolution No. 87-10, that rezoning of the property as requested is required by public necessity, convenience and general welfare for the following reasons:

1. Some of the recycling operations as separate, nonrecycling activities are already permitted in the existing M-1 zone.

2. The entire recycling operation will be conducted indoors.

3. Traffic safety will be increased by addition of a barricade between the recycling center and 9th Street.

and

WHEREAS, after a public hearing held on February 24, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of Ken Mustoe for a Planned Development Zone should be granted as consonant with public necessity, convenience and general welfare for the reasons set forth in Planning Commission Resolution No. 87-10 and quoted above, and

WHEREAS, the Council has introduced Ordinance No. 2475 -C.S. on the 24th day of February, 1987, reclassifying the above-described property from Light Industrial Zone, M-1, to Planned Development Zone, P-D(412).

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

SECTION 1. DEVELOPMENT PLAN. The development plan for Planned Development Zone, P-D(412), is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan and floor plans titled "Plot Plan for Recycling Services, 9th and B Streets" as amended in red, stamped approved by the Planning Commission on January 20, 1987.

2. All landscaping, fences, and walls shall be maintained and the premises shall be kept free of weeds, trash, and other debris.

3. Prior to issuance of an occupancy permit for all of the recycling functions, improvement plans for required improvements shall be prepared by a registered civil engineer and approved by the Director of Engineering Services. Improvements shall be constructed in accordance with the approved plans.

4. Drainage shall be provided as required by the Director of Engineering Services.

5. All operations shall be indoors. The loading dock area on the west side of the recycling center may not be used for outside storage of any type of material. Said loading dock shall remain clear of materials except that being transferred.

6. All signs shall comply with the sign requirements of the M-1 Zone.

7. Prior to issuance of an occupancy permit for all of the recycling functions, the applicant shall complete abandonment of the entire Morton Boulevard between 9th Street and B Street.

8. Upon abandonment of Morton Boulevard, the applicant shall pave his abandoned portion to City parking lot standards as required by the Director of Engineering and Planning and Community Development.

9. Vehicular access shall be blocked from 9th Street to the abandoned Morton Boulevard areas as required by the Directors of Engineering and Planning and Community Development prior to issuance of an occupancy permit for all of the recycling functions.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned Development Zone, P-D(412):

The entire construction program be accomplished in one phase, construction having begun and completion to be not later than January 20, 1988.

SECTION 3. CHANGES IN DEVELOPMENT PLAN. Any changes in the above-approved development plan shall be made in accordance with the provisions of Section 10-2.1709 of the Modesto Municipal Code.

SECTION 4. COMPLIANCE WITH CODE PROVISIONS, ETC. In all other respects said planned development shall be accomplished in accordance with and in strict adherence to the provisions of Article 17 of Title X of the Modesto Municipal Code relating to Planned Development Zones and other applicable City laws, rules, regulations and procedures.

SECTION 5. EFFECTIVE DATE. This resolution shall not become effective unless and until the ordinance reclassifying the above-described property to Planned Development Zone, P-D(412), becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of February, 1987, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Sutton, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson, Whiteside

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

By William L. McCrea
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 87-137

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION MAP 33-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON FROM M-1 TO P-D(412).

WHEREAS, on February 24, 1987, the City Council introduced Ordinance No. 2475-C.S. giving approval to a project relating to an amendment to Section Map 33-3-9 of the Zoning Map of the City of Modesto to reclassify from Light Industrial Zone, M-1, to Planned Development Zone, P-D(412), property located on the south corner of 9th and B Streets, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to an amendment to Section Map 33-3-9 of the Zoning Map of the City of Modesto to reclassify from Light Industrial Zone, M-1, to Planned Development Zone, P-D(412), property located on the south corner of 9th and B Streets.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of February, 1987, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Sutton, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson, Whiteside

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 87-138

A RESOLUTION GRANTING THE APPEAL OF MID-VALLEY ENGINEERING, INC. ON BEHALF OF STANDIFORD PROPERTIES II, RELATING TO AN AMENDMENT TO SECTION MAP 3-3-8 OF THE ZONING MAP TO REZONE PROPERTY FROM R-1 TO C-3, PROPERTY LOCATED ON THE SOUTH SIDE OF PELANDALE AVENUE BETWEEN SISK ROAD AND THE FREEWAY 99 OFF-RAMP, OVERRULING THE DECISION OF THE PLANNING COMMISSION, AND CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT.

WHEREAS, a verified application for an amendment to Section 3-3-8 of the Zoning Map was filed by Standiford Properties II on December 29, 1986, to reclassify from Low Density Residential Zone, R-1, to Highway Commercial Zone, C-3, property located on the south side of Pelandale Avenue between Sisk Road and the Freeway 99 off-ramp, described as follows:

> Beginning at a point on the North line of PELANDALE AVENUE (a county road 40 feet in width), said point being 19.30 feet North and 89.79 feet West of the Northeast corner of the Southeast quarter of the Southeast quarter of Section 3, Township 3 South, Range 8 East, Mount Diablo Base and Meridian, said corner being marked by a nail in pavement and having coordinates Y=437,465.07 feet and X=1,835,888.72 feet, thence South 0°26'57" East, 50.00 feet; thence South 42°26'25" West, 72.26 feet; thence from a tangent that bears South 1°12'48" East, along a curve to the right, having a radius of 630 feet, through an angle of 17°45'45" an arc distance of 195.31 feet; thence North 73°27'03" West, 60.00 feet to the TRUE POINT OF BEGINNING; thence from a tangent that bears South 16°32'57" West, along a curve to the left, having a radius of 830 feet, through an angle of 16°02'32", an arc distance of 232.39 feet; thence North 89°29'35" West, 56.31 feet; thence from a tangent that bears North 10°38'59" West, along a curve to the right, having a radius of 1,335 feet, through an angle of 8°56'48", an arc distance of 208.46 feet; thence North 1°42'11" West, 184.55 feet; thence North 42°38'43" East, 60.43 feet; thence North 89°33'03" East, 60.00 feet; thence South 26°22'43" East, 90.30 feet; thence from a tangent that bears South 3°33'44" West, along a curve to the right, having a radius of 570 feet, through an angle of 12°59'17" an arc distance of 129.21 feet to the TRUE POINT OF BEGINNING.

and

WHEREAS, a public hearing was held by the Planning Commission on February 2, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, at which hearing evidence both oral and documentary was received and considered, and

WHEREAS, after considering said evidence, the Planning Commission found and determined that rezoning the property as requested is not required by public necessity, convenience and general welfare for the reasons set forth in Planning Commission Resolution No. 87-20, and

WHEREAS, an appeal of the Planning Commission's denial of the request to rezone the property was filed with the Office of the City Clerk by Mid-Valley Engineering, Inc. on behalf of Standiford Properties II by letter dated February 9, 1987, and

WHEREAS, said appeal was set for a public hearing before the City Council at its regular meeting place in the City Council Chambers in the City Hall, 801 11th Street, Modesto, California, on February 24, 1987, at 7:30 p.m., and

WHEREAS, after hearing evidence, both oral and documentary, the Council found and determined that said appeal to the denial of the requested rezoning of the property from Low Density Residential Zone, R-1, to Highway Commercial Zone, C-3, should be granted for the following reasons:

1. Highway Commercial, C-3, Zoning is appropriate on this site since the property is isolated from surrounding properties by the Freeway 99 off-ramp and the frontage road.

2. Plot plan approval and conditions will be imposed by the Board of Zoning Adjustment prior to development to insure compatibility with the surrounding highway and land uses.

and

WHEREAS, on February 24, 1987 the City Council introduced Ordinance No. 2476-C.S. giving approval to a project relating to an amendment to Section Map 3-3-8 of the Zoning Map of the City of Modesto to reclassify from Low Density Residential Zone, R-1, to Highway Commercial Zone, C-3, property located on the south side of Pelandale Avenue between Sisk Road and the Freeway 99 off-ramp, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project.

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

SECTION 1. APPEAL GRANTED. The appeal of Mid-Valley Engineering, Inc. on behalf of Standiford Properties II for an amendment to Section 3-3-8 of the Zoning Map to reclassify the property described above from Low Density Residential Zone, R-1, to Highway Commercial Zone, C-3, is hereby granted and the decision of the Planning Commission is overruled for the reasons set forth above.

SECTION 2. NOTICE OF DETERMINATION. The Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to an amendment to Section Map 3-3-8 of the Zoning Map of the City of Modesto to reclassify from Low Density Residential Zone, R-1, to Highway Commercial Zone, C-3, property located on the south side of Pelandale Avenue between Sisk Road and the Freeway 99 off-ramp.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of February, 1987, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Sutton, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson, Whiteside

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

By Arthur Prochek
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 87-139

RESCINDED

THIS RESOLUTION WAS RESCINDED BY MODESTO CITY COUNCIL RESOLUTION NO. 1992-194

A RESOLUTION AMENDING THE CONFLICT OF INTEREST CODE OF THE OFFICE OF THE CITY MANAGER OF THE CITY OF MODESTO.

WHEREAS, a Conflict of Interest Code for the Office of the City Manager of the City of Modesto was approved by Modesto City Council Resolution No. 77-480 pursuant to Modesto City Council Resolution No. 77-27, as superseded by Resolution No. 84-203, designating the agencies of the City of Modesto required to adopt a Conflict of Interest Code, and

WHEREAS, due to changed circumstances said Code has been previously amended by Modesto City Council Resolutions No. 78-950, 80-70, 81-442, 81-762, 84-206, and 84-325, and

WHEREAS, due to additional changed circumstances said Code should be further amended, and

WHEREAS, the Council held a public hearing on February 24, 1987, to consider the proposed amendment,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Exhibit "A" of the Conflict of Interest Code of the Office of the City Manager of the City of Modesto is hereby amended, as attached hereto, to add Personnel Manager with Disclosure Category No. 2, Public Services Supervisor with Disclosure Category No. 2, Assistant Public Services Officer with Disclosure Category No. 2, Training Coordinator with Disclosure Category No. 2, and Word Processing Supervisor with Disclosure Category No. 2, and said amendments to be effective upon the adoption of this resolution.

BE IT FURTHER RESOLVED that Exhibit "B" of the Conflict of Interest Code of the Office of the City Manager of the City of Modesto is hereby amended as attached hereto, said amendments to be effective upon adoption of this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of February, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Sutton, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson, Whiteside

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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



022387 961CA

EXHIBIT "A"

| Designated Positions | Disclosure Category |
|---|---|
| Assistant Public Services Officer | 2 |
| Assistant to the City Manager | 2 |
| City Manager | 1 |
| Deputy City Manager | 1 |
| Personnel Manager | 2 |
| Public Services Supervisor | 2 |
| Training Coordinator | 2 |
| Word Processing Supervisor | 2 |

EXHIBIT "B"

1. Designated employees in Group "1" must report:

   The City Manager is required, pursuant to Government Code Section 87200, to disclose investments, interests in real property and income. No other or additional disclosure requirements are imposed by this Conflict of Interest Code.

2. Designated employees in Group "2" must report:

   A. Interests in real property.

   B. Investments.

   C. Investments and interests in real property held by business entities you control.

   D. Income.

   E. Gifts.

   F. Income of a business entity in which the designated employee or spouse owns 10 percent or greater interest and which provides legal or brokerage services.

   G. Income of a business entity in which the designated employee or spouse owns 10 percent or greater interest and which does not provide legal or brokerage services.

   H. Employment and management positions in business entities.

MODESTO CITY COUNCIL
RESOLUTION NO. 87-140

A RESOLUTION AMENDING THE CONFLICT OF INTEREST CODE OF THE PARKING AND TRAFFIC DEPARTMENT OF THE CITY OF MODESTO.

WHEREAS, a Conflict of Interest Code for the Parking and Traffic Department of the City of Modesto was approved by Modesto City Council Resolution No. 77-485 pursuant to Modesto City Council Resolution No. 77-27, as superseded by Resolution No. 84-203, designating the agencies of the City of Modesto required to adopt a Conflict of Interest Code, and

WHEREAS, due to changed circumstances said Code has been previously amended by Modesto City Council Resolution No. 80-71 and 84-209, and

WHEREAS, due to additional changed circumstances said Code should be further amended, and

WHEREAS, the Council held a public hearing on February 24, 1987, to consider the proposed amendment,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Exhibit "A" of the Conflict of Interest Code of the Parking and Traffic Department of the City of Modesto is hereby amended, as attached hereto, to add Traffic Engineer, said amendment to be effective upon the adoption of this resolution.

RESCINDED

1992-202

THIS RESOLUTION WAS RESCINDED BY MODESTO CITY COUNCIL RESOLUTION NO.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of February, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Sutton, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson, Whiteside

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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



022387 656CA

EXHIBIT "A"

Designated Positions

Civil Engineering Technician II and III

Director of Parking and Traffic

Parking and Traffic Superintendent

Traffic Engineer

Transit Manager

MODESTO CITY COUNCIL
RESOLUTION NO. 87-141

A RESOLUTION AMENDING THE CONFLICT OF INTEREST CODE OF THE UTILITY SERVICES DEPARTMENT OF THE CITY OF MODESTO.

WHEREAS, a Conflict of Interest Code for the Utility Services Department of the City of Modesto was approved by Modesto City Council Resolution No. 84-205 pursuant to Modesto City Council Resolution No. 77-27, as superseded by Resolution No. 84-544, designating the agencies of the City of Modesto required to adopt a Conflict of Interest Code, and

WHEREAS, due to changed circumstances said Code has been previously amended by Modesto City Council Resolution No. 85-709 and 86-137, and

WHEREAS, due to additional changed circumstances said Code should be further amended, and

WHEREAS, the Council held a public hearing on February 24, 1987, to consider the proposed amendment,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Exhibit "A" of the Conflict of Interest Code of the Utility Services Department of the City of Modesto is hereby amended, as attached hereto, to add Sanitary Engineer, with Disclosure Category 4g, j, said amendment to be effective upon adoption of this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of February, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Sutton, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson, Whiteside

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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



022387

810CA

UTILITY SERVICES DEPARTMENT

EXHIBIT "A"

| Designated Positions | Disclosure Category |
|---|---|
| Administrative Analyst | 1, 2, 3, 4n |
| Administrative Assistant | 1, 2, 3, 4n |
| Airport Manager | 4a, 4b, 4c |
| Assistant Director of Utility Services | 1, 2, 3, 4n |
| Associate Civil Engineer | 1, 2, 3, 4n |
| Building Maintenance Supervisor | 4e |
| Chief Electrician | 4a, 4b, 4h |
| Construction Inspector | 4f |
| Director of Utility Services | 1, 2, 3, 4n |
| Industrial Waste Inspector | 4j |
| Plant Mechanical Maintenance Supervisor | 4j |
| Property Agent | 1, 2, 3, 4a, 4b, 4k |
| Sanitary Engineer | 4g, j |
| Shop Supervisor | 4a, 4b, 4d |
| Solid Waste Program Manager | 4l |
| Wastewater Treatment Plant Supervisor | 4j |
| Water Quality Control Superintendent | 1, 2, 3, 4a, 4b, 4j |
| Water System Inspector | 4g |

MODESTO CITY COUNCIL
RESOLUTION NO. 87-142

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR OVERLAY OF CITY LOT NUMBERS 11, 20 & 23 ON THE SOUTHWEST CORNER OF 10TH AND H STREETS

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

SECTION 1. The plans and specifications for the overlay of City lot numbers 11, 20 & 23 on the southwest corner of 10th and H Streets copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on March 24, 1987, at 11:00 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of February, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-143

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR SLURRY SEALING VARIOUS CITY STREETS, 1987

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

SECTION 1. The plans and specifications for slurry sealing various City streets, 1987

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on March 24, 1987, at 11:05 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of February, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-144

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR CONSTRUCTION OF PUMP STATION NO. 49

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

SECTION 1. The plans and specifications for construction of Pump Station No. 49

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on March 17, 1987, at 11:05 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of February, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-145

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR CONSTRUCTION OF WESSON RANCH PARK SITEWORK, LANDSCAPING AND IRRIGATION SYSTEM

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

SECTION 1. The plans and specifications for construction of Wesson Ranch Park sitework, landscaping and irrigation system copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on March 17, 1987, at 11:00 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of February, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-146

A RESOLUTION ACCEPTING THE BID OF WAYNE FREGIEN CONSTRUCTION FOR THE YOSEMITE BOULEVARD SEWER TRUNK AND WATERLINE EXTENSION

WHEREAS, Resolution No. 87-39, adopted by the Council of the City of Modesto on January 20, 1987, approved the plans and specifications for the construction of the Yosemite Boulevard sewer trunk and waterline extension and authorized the calling for bids; and

WHEREAS, the bids received for the construction of the Yosemite Boulevard sewer trunk and waterline extension were opened at 11:05 a.m. on February 10, 1987, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of Wayne Fregien in the amount of $436,399 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Wayne Fregien in the amount of $436,399 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 February, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-147

A RESOLUTION APPROVING AN AMENDMENT TO THE DISPOSITION AND DEVELOPMENT AGREEMENT BETWEEN THE MODESTO REDEVELOPMENT AGENCY AND WESTAR ASSOCIATES, A CALIFORNIA GENERAL PARTNERSHIP

BE IT HEREBY RESOLVED by the Council of the City of Modesto that an amendment to the January 13, 1987, Disposition and Development Agreement between the Redevelopment Agency and Westar Associates authorizing and approving that the Lincoln School Site property be placed in a second position to Westar's construction loan with First Interstate Mortgage Company, be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of an amendment to said agreement and all other necessary related documents as may be required by the Executive Director of the Redevelopment Agency be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of February, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: McGrath, Patterson

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

022487

2783CA

MODESTO CITY COUNCIL
RESOLUTION NO. 87-148

A RESOLUTION AMENDING RESOLUTION NO. 82-497 TO REVISE THE FILING FEES FOR HEALTH CARE FACILITY BOND APPLICATIONS AND RESCINDING RESOLUTION NO. 86-333.

WHEREAS, Modesto City Council Resolution No. 82-497 establishes criteria, procedures, and fees for applications for health care facility bonds, and

WHEREAS, The City Council desires to revise the filing fees for health care facility bonds to reflect increased costs, as recommended by the Director of Planning and Community Development,

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

SECTION 1. AMENDMENT TO RESOLUTION NO. 82-497. Paragraph number 7 on page 2 of Modesto City Council Resolution No. 82-497 is hereby amended to read as follows:

7. The applicant shall file an application on a form prescribed by the City which shall include a nonrefundable application fee of $2,500.00. The fee is established to cover the City's indirect costs (staff time). The applicant shall also advance, as required, any third party fees, charges and other costs. In addition, contingent upon sale of the Bonds, the City may require a fee of up to 1/4 of one percent of the issue amount.

SECTION 2. EFFECTIVE DATE. This resolution shall become effective on and after April 1, 1987.

SECTION 3. REPEALS. Resolution No. 86-333 is rescinded effective March 31, 1987.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of February, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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



022487

2779CA

MODESTO CITY COUNCIL
RESOLUTION NO. 87-149

A RESOLUTION AMENDING RESOLUTION NO. 82-496 TO REVISE THE FILING FEES FOR INDUSTRIAL REVENUE BOND APPLICATIONS AND RESCINDING RESOLUTION NO. 86-332.

WHEREAS, Modesto City Council Resolution No. 82-496 establishes criteria, procedures, and fees for applications for revenue bonds, and

WHEREAS, The City Council desires to revise the filing fees for industrial revenue bonds to reflect increased costs, as recommended by the Director of Planning and Community Development,

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

SECTION 1. AMENDMENT TO RESOLUTION NO. 82-496. Paragraph number 4 on page 2 of Modesto City Council Resolution No. 82-496 is hereby amended to read as follows:

4. The applicant shall file an application on a form prescribed by the City which shall include a nonrefundable application fee of $2,500.00. The fee is established to cover the City's indirect costs (staff time). The applicant shall also advance, as required, any third party fees, charges and other costs. In addition, contingent upon sale of the Bonds, the City may require a fee of up to 1/4 of one percent of the issue amount.

SECTION 2. EFFECTIVE DATE. This resolution shall become effective on and after April 1, 1987.

SECTION 3. REPEALS. Resolution No. 86-332 is rescinded effective March 31, 1987.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of February, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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



022487

2780CA

MODESTO CITY COUNCIL
RESOLUTION NO. 87-150

A RESOLUTION ESTABLISHING FILING FEES FOR ZONE BOUNDARY CHANGES, USE PERMITS, VARIANCES, ENVIRONMENTAL REVIEW, SUBDIVISIONS, AND OTHER APPLICATIONS, AND RESCINDING RESOLUTION NOS. 82-240 AND 86-331.

WHEREAS, Section 10-2.2204 of the Modesto Municipal Code provides that the Council by resolution, shall establish filing fees for each application filed pursuant to Chapter 2 of Title X of said Code, and

WHEREAS, Sections 4-10.01 et seq. of the Modesto Municipal Code and the "City of Modesto Environmental Review Guidelines for Compliance with the California Environmental Quality Act" permit charges for environmental review,

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

SECTION 1. FEES. The following filing fees and environmental review fees are hereby established:

| | | |
|---|---|---|
| (a) | P-D Zoning | $455.00 |
| (b) | Amend P-D Zone pursuant to Sec. 10-2.1709(b) | 455.00 |
| (c) | Amend P-D Zone pursuant to Sec. 10-2.1709(a) | 270.00 |
| (d) | Rezoning | 415.00 |
| (e) | Plot Plan Review | |
| | - for a satellite antenna for a single-family house | 75.00 |
| | - all other plot plan reviews | 180.00 |
| (f) | Conditional Use Permit | |
| | - family care home, child day care, rest home, pigeon loft on a lot with a single family house in the R-A, R-1, R-2, or R-3 zone | 75.00 |
| | - all others | 285.00 |

| | | |
|---|---|---|
| (g) | Variance | |
| | - on a lot with a single family house in the R-A, R-1, R-2 or R-3 zone | $ 75.00 |
| | - all others | 285.00 |
| (h) | Tentative Subdivision Map | 220.00 |
| (i) | Tentative Parcel Map | 210.00 |
| (j) | Reversion to Acreage | 195.00 |
| (k) | Parcel Map Waiver | 195.00 |
| (l) | Lot Line Adjustment | 40.00 |
| (m) | Time Extension | 40.00 |
| (n) | Environmental Assessment | |
| | - initial study | 80.00 |
| | - Environmental Impact Report | Actual Cost |
| | - Environmental Impact Report deposit | $1,750 advance deposit. Refund or balance due upon completion of final EIR |
| (o) | Appeals | |
| | - of Planning Commission or Board of Zoning Adjustment | 70.00 |
| | - of administrative decisions | 70.00 |
| (p) | Home Business Permit | |
| | - initial and renewals | free |
| (q) | Outdoor Sales and Display Permit | free |
| (r) | Annexation | $215.00 plus State Board of Equalization fee |
| (s) | Documents | |
| | - Planning Commission Minutes | $24.00/year |
| | - Planning Commission Agendas | 36.00/year |
| | - Board of Zoning Adjustment Minutes | 15.00/year |
| | - Board of Zoning Adjustment Agendas | 15.00/year |
| | - Report and Documents, mailed | 4.00 |
| | - Reports and Documents, picked up at City Hall | 3.00 |

SECTION 2. EXEMPTIONS. Public agencies shall be exempt from all the above fees except those fees required for the preparation of Environmental Impact Reports; provided, however, that public agencies do hot have to make an advance deposit for Environmental Impact Report preparation.

SECTION 3. REPEALS. Resolution Nos. 82-240 and 86-331 are rescinded effective March 31, 1987.

SECTION 4. EFFECTIVE DATE. This resolution shall become effective on and after April 1, 1987.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of February, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 87-151

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND** IRIS LTD. INSURANCE SERVICES TO PROVIDE AIRPORT LIABILITY INSURANCE FOR THE MODESTO CITY/COUNTY AIRPORT THROUGH LLOYDS OF LONDON

**BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and** Iris Ltd. Insurance Services, to provide Airport Liability Insurance for the Modesto City/County Airport through Lloyds of London from March 1, 1987 through March 1, 1988

**be, and it is hereby approved.**

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

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 24th **day of** February, 19 87, **by Councilmember** Lang, **who moved its adoption, which motion being duly seconded by Councilmember** Whiteside, **was upon roll call carried and the resolution adopted by the following vote:**

| | | |
|---|---|---|
| **AYES:** | **Councilmembers:** | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| **NOES:** | **Councilmembers:** | None |
| **ABSENT:** | **Councilmembers:** | None |

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-152

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND** MARSH & MCLENNAN INSURANCE ASSOCIATES FOR RENEWAL OF ERRORS AND OMISSIONS POLICY WITH AMERICAN EMPIRE INSURANCE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Marsh & McLennan Insurance Associates for renewal of Errors and Omissions Policy with American Empire Insurance from March 1, 1987 to March 1, 1988

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of February, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-153

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND** HAMILTON/MERIDIAN INSURANCE ASSOCIATES FOR RENEWAL OF TRANSIT LIABILITY INSURANCE FROM MARCH 1, 1987 TO MARCH 1, 1988

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Hamilton/Meridian Insurance Associates for renewal of Transit Liability Insurance from March 1, 1987 to March 1, 1988

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of February, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-154

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND** CALTRANS TO CONSTRUCT TRAFFIC SIGNAL AND STREET LIGHTING AT THE INTERSECTION OF KANSAS AVENUE AND HIGHWAY 99 NORTHBOUND OFF RAMP

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Caltrans to construct traffic signal and street lighting at the intersection of Kansas Avenue and Highway 99 northbound off ramp

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of February, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL**
**RESOLUTION NO.** 87-155

**A RESOLUTION APPROVING APPROPRIATION TRANSFER** OF $30,000 TO FUND CONSTRUCTION OF TRAFFIC SIGNAL AND STREET LIGHTING AT THE INTERSECTION OF KANSAS AVENUE AND HIGHWAY 99 NORTHBOUND OFF RAMP

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

| | | |
|---|---|---|
| FROM: | Standiford/Prescott Traffic Signal (070 430 P700 6000) | $30,000 |
| TO: | Kansas/Highway 99 Traffic Signal (070 430 P120 6000) | $30,000 |

. The cost of this City-State cooperative project will exceed our estimate This transfer reallocates cost savings from another project to cover the newly estimated cost

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 24th **day of** February, **19** 87, **by Councilmember** Lang, **who moved its adoption, which motion being duly seconded by Councilmember** Whiteside, **was upon roll call carried and the resolution adopted by the following vote:**

**AYES:** **Councilmembers:** Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

**NOES:** **Councilmembers:** None

**ABSENT:** **Councilmembers:** None

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-156

A RESOLUTION APPOINTING STANLY TOKIO YAMAMOTO AS CITY ATTORNEY OF THE CITY OF MODESTO BEGINNING APRIL 1, 1987.

BE IT RESOLVED by the Council of the City of Modesto that Stanly Tokio Yamamoto is hereby appointed as City Attorney of the City of Modesto beginning April 1, 1987.

The foregoing resolution was introduced at an adjourned regular meeting of the Council of the City of Modesto held on the 25th day of February, 1987, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Sutton, Mayor Mensinger

NOES: Councilmembers: Patterson

ABSENT: Councilmembers: McGrath, Whiteside

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By [signature]
ELWYN L. JOHNSON, City Attorney

022587

2796CA

MODESTO CITY COUNCIL
RESOLUTION NO. 87-157

A RESOLUTION AMENDING EXHIBIT "F" OF RESOLUTION NO. 86-663 ENTITLED "A RESOLUTION ESTABLISHING SALARY SCHEDULES AND FIXING COMPENSATION FOR POSITIONS IN THE CITY SERVICE."

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

SECTION 1. AMENDMENT TO EXHIBIT "F" OF RESOLUTION NO. 86-663. Exhibit "F" entitled "City of Modesto Schedule of Salary Ranges in City Service for the FY 86-87", attached to Resolution No. 86-663, is hereby amended as shown on the amended Exhibit "F" entitled "City of Modesto Schedule of Salary Ranges in City Service for the FY 86-87", which is attached hereto and made a part hereof as though set forth in full herein. Said amended Exhibit "F" changes the salary range of City Attorney.

SECTION 2. EFFECTIVE DATE. This resolution shall become effective on and after April 1, 1987.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of February, 1987, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Sutton, Mayor Mensinger

NOES: Councilmembers: Patterson

ABSENT: Councilmembers: McGrath, Whiteside

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

022587

2794CA

Schedule F
Unclassified Management and
Council Appointees

CITY OF MODESTO
SCHEDULE OF SALARY RANGES IN CITY SERVICE FOR THE FY 86-87
Effective April 1, 1987

| | Rate | A | B | C | D | E |
|---|---|---|---|---|---|---|
| **Council\Appointed** | | | | | | |
| City Manager | Hourly | | | | | 35.6108 |
| | Biweekly | | | | | 2,848.87 |
| | Monthly | | | | | 6,193.72 |
| City Attorney | Hourly | | | | | 32.0385 |
| | Biweekly | | | | | 2,563.08 |
| | Monthly | | | | | 5,572.39 |
| City Clerk and Auditor | Hourly | 16.5660 | 17.3943 | 18.2640 | 19.1773 | 20.1361 |
| | Biweekly | 1,325.28 | 1,391.54 | 1,461.12 | 1,534.18 | 1,610.89 |
| | Monthly | 2,881.29 | 3,025.35 | 3,176.62 | 3,335.45 | 3,502.22 |
| **Unclassified\Management** | | | | | | |
| Deputy City Manager | Hourly | 24.8299 | 26.0714 | 27.3750 | 28.7438 | 30.1810 |
| | Biweekly | 1,986.39 | 2,085.71 | 2,190.00 | 2,299.50 | 2,414.48 |
| | Monthly | 4,318.60 | 4,534.53 | 4,761.26 | 4,999.32 | 5,249.29 |
| Director of Engineering Services | Hourly | 22.0015 | 23.1016 | 24.2567 | 25.4696 | 26.7431 |
| | Biweekly | 1,760.12 | 1,848.13 | 1,940.54 | 2,037.57 | 2,139.45 |
| | Monthly | 3,826.67 | 4,018.00 | 4,218.90 | 4,429.85 | 4,651.34 |
| Director of Finance | Hourly | 22.0015 | 23.1016 | 24.2567 | 25.4696 | 26.7431 |
| | Biweekly | 1,760.12 | 1,848.13 | 1,940.54 | 2,037.57 | 2,139.45 |
| | Monthly | 3,826.67 | 4,018.00 | 4,218.90 | 4,429.85 | 4,651.34 |
| Director of Parking and Traffic | Hourly | 22.0015 | 23.1016 | 24.2567 | 25.4696 | 26.7431 |
| | Biweekly | 1,760.12 | 1,848.13 | 1,940.54 | 2,037.57 | 2,139.45 |
| | Monthly | 3,826.67 | 4,018.00 | 4,218.90 | 4,429.85 | 4,651.34 |

SCHEDULE F - Page 2
Unclassified Management and
Council Appointees
Salary Ranges Effective April 1, 1987

| | Rate | A | B | C | D | E |
|---|---|---|---|---|---|---|
| Unclassified\Management (Cont'd.) | | | | | | |
| Director of Parks and Recreation | Hourly | 23.5739 | 24.7526 | 25.9903 | 27.2898 | 28.6543 |
| | Biweekly | 1,885.91 | 1,980.21 | 2,079.22 | 2,183.18 | 2,292.34 |
| | Monthly | 4,100.15 | 4,305.16 | 4,520.42 | 4,746.44 | 4,983.76 |
| Director of Planning and Community Development | Hourly | 22.0015 | 23.1016 | 24.2567 | 25.4696 | 26.7431 |
| | Biweekly | 1,760.12 | 1,848.13 | 1,940.54 | 2,037.57 | 2,139.45 |
| | Monthly | 3,826.67 | 4,018.00 | 4,218.90 | 4,429.85 | 4,651.34 |
| Director of Utility Services | Hourly | 23.5739 | 24.7526 | 25.9903 | 27.2898 | 28.6543 |
| | Biweekly | 1,885.91 | 1,980.21 | 2,079.22 | 2,183.18 | 2,292.34 |
| | Monthly | 4,100.15 | 4,305.16 | 4,520.42 | 4,746.44 | 4,983.76 |
| Fire Chief | Hourly | 23.5739 | 24.7526 | 25.9903 | 27.2898 | 28.6543 |
| | Biweekly | 1,885.91 | 1,980.21 | 2,079.22 | 2,183.18 | 2,292.34 |
| | Monthly | 4,100.15 | 4,305.16 | 4,520.42 | 4,746.44 | 4,983.76 |
| Chief of Police | Hourly | 24.4981 | 25.7230 | 27.0091 | 28.3596 | 29.7776 |
| | Biweekly | 1,959.85 | 2,057.84 | 2,160.73 | 2,268.77 | 2,382.21 |
| | Monthly | 4,260.91 | 4,473.96 | 4,697.66 | 4,932.54 | 5,179.17 |
| Economic Development Manager | Hourly | 20.6800 | 21.7140 | 22.7998 | 23.9398 | 25.1368 |
| | Biweekly | 1,654.40 | 1,737.12 | 1,823.98 | 1,915.18 | 2,010.94 |
| | Monthly | 3,596.82 | 3,776.66 | 3,965.49 | 4,163.76 | 4,371.95 |

MODESTO CITY COUNCIL
RESOLUTION NO. 87-158

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND STANLY YAMAMOTO REGARDING HIS APPOINTMENT TO THE POSITION OF CITY ATTORNEY OF THE CITY OF MODESTO

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Stanly Yamamoto regarding his appointment to the position of City Attorney of the City of Modesto

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of February, 19 87, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Sutton, Mayor Mensinger

NOES: Councilmembers: Patterson

ABSENT: Councilmembers: McGrath, Whiteside

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-159

A RESOLUTION GRANTING THE APPEAL OF VELTHOEN HUGHES CO. ON BEHALF OF HISCHIER NURSERY TO REZONE PROPERTY FROM R-1 TO P-D(316), AS AN ADDITION TO P-D(316), PROPERTY LOCATED ON THE SOUTH SIDE OF STANDIFORD AVENUE EAST OF CARVER ROAD, AND APPROVING A DEVELOPMENT PLAN FOR PLANNED DEVELOPMENT ZONE, P-D(316), AND OVERRULING THE DECISION OF THE PLANNING COMMISSION.

WHEREAS, the City Council, by Ordinance No. 2075-C.S., effective on October 1, 1981, rezoned from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(316), property located on the south side of Standiford Avenue east of Carver Road, to allow a retail nursery and other C-1 Zone uses, and

WHEREAS, a verified application for an amendment to Section 7-3-9 of the Zoning Map was filed by Hischier Nursery on December 15, 1986, to reclassify from Low Density Residential Zone, R-1, to Planned Development Zone, P-D, as an addition to P-D(316), to allow a commercial office building and parking area, property located on the south side of Standiford Avenue east of Carver Road, described as follows:

<u>R-1 to P-D(316)</u>

All that certain real property situate in a portion of the southeast quarter of Section 7 South, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, in the City of Modesto, County of Stanislaus, State of California, described as follows:

The west 131.75 feet of the north 270.00 feet of the east 751.75 feet of the north 1/2 of the northwest 1/4 of the southeast 1/4 of said Section 7.

and

WHEREAS, a public hearing was held by the Planning Commission on January 20, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, at which hearing evidence both oral and documentary was received and considered, and

WHEREAS, after considering said evidence, the Planning Commission found and determined that rezoning the property as requested is not required by public necessity, convenience and general welfare for the reasons set forth in Planning Commission Resolution No. 87-12, and

WHEREAS, an appeal of the Planning Commission's denial of the request to rezone the property was filed with the Office of the City Clerk by Velthoen Hughes Co. on behalf of Hischier Nursery by letter dated January 26, 1987, and

WHEREAS, said appeal was set for a public hearing before the City Council at its regular meeting place in the City Council Chambers in the City Hall, 801 11th Street, Modesto, California, on February 24, 1987, and at said time and place said matter was continued to March 10, 1987, at 7:30 p.m., for consideration, and

WHEREAS, after hearing evidence, both oral and documentary, the Council found and determined that said appeal to the denial of the requested rezoning of the property from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(316), as an addition to P-D(316), should be granted for the following reasons:

1. The subject property is a by-passed parcel which does not lend itself to medium density residential development.

2. Compatibility with adjoining single-family rear-yards is assured by the revised site design and conditions of approval including an eight-foot solid masonry wall and screen landscaping.

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

SECTION 1. APPEAL GRANTED. The appeal of Velthoen Hughes Co. on behalf of Hischier Nursery to reclassify the property described above from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(316), as an addition to P-D(316), is hereby granted and the decision of the Planning Commission is overruled for the reasons set forth above.

SECTION 2. DEVELOPMENT PLAN. The development plan for the addition to Planned Development Zone, P-D(316), is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan and floor plans titled "Amendment to P-D(316) - 1524 Standiford Avenue" as amended in red, stamped approved by the City Council on March 10, 1987.

2. Prior to issuance of a building permit, the applicant shall submit a set of revised plot plans showing all changes required by the City Council as detailed by the Director of Planning and Community Development. All development shall conform to this revised plan as amended in red, stamped approved by the City Council on March 10, 1987.

3. Prior to the issuance of a building permit, a landscaping and irrigation plan shall be approved by the Director of Parks and Recreation. Screen landscaping shall be installed along the south and west property lines. Landscaping and the irrigation system shall be installed and maintained in accordance with the approved plan.

4. Fences or walls shall be constructed prior to occupancy and shall be as follows:

   Eight-foot decorative masonry wall along the south and west property lines.

5. All landscaping, fences, and walls shall be maintained and the premises shall be kept free of weeds, trash, and other debris.

6. The Standiford Avenue frontage shall be improved to major street standards prior to the occupancy of any structures or

when requested by the Director of Engineering Services to alleviate a health, safety, or traffic problem in the area.

7. Prior to issuance of a building permit, improvement plans for required improvements shall be prepared by a registered civil engineer and approved by the Director of Engineering Services. Improvements shall be constructed in accordance with the approved plans.

8. Prior to issuance of a building permit the developer shall dedicate public utility easements as required by the utility companies and the Director of Engineering Services.

9. Drainage shall be provided as required by the Director of Engineering Services.

10. All outdoor lighting shall be shielded from adjacent residential properties. Along the south and west side of the building, recessed security lighting in the eaves shall be employed as required by the Director of Engineering Services.

11. Trash bins shall be kept in enclosures in accordance with the approved plan, and shall be constructed of building materials consistent with those used in the major buildings as approved by the Director of Planning and Community Development.

12. All signs shall comply with the sign requirements of the C-3 Zone. No signs above eight (8) feet high shall be located on the south side of the building and on the west side of the wide portion of the building.

13. All curbcuts serving two-way driveways shall be 41 feet in width.

14. Prior to issuance of a building permit, the developer shall show on the plans submitted to Building Inspection all fire hydrants as required by the Fire Chief. All hydrants required by the Fire Chief shall be installed and operable prior to construction of any structures.

15. That there shall be no loading, unloading, of any merchandise along the south side of the building. All loading/unloading shall be between the hours of 7 a.m. to 7 p.m. daily. There shall be no outside storage on the premises.

16. All conditions of City Council Resolution 81-742 not in conflict with the above shall remain in full force and effect.

SECTION 3. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said addition to Planned Development Zone, P-D(316):

> Construction to begin on or before March 10, 1989, completion to be not later than March 10, 1990.

SECTION 4. CHANGES IN DEVELOPMENT PLAN. Any changes in the above-approved development plan shall be made in accordance with the provisions of Section 10-2.1709 of the Modesto Municipal Code.

SECTION 5. COMPLIANCE WITH CODE PROVISIONS, ETC. In all other respects said planned development shall be accomplished in accordance with and in strict adherence to the provisions of Article 17 of Title X of the Modesto Municipal Code relating to Planned Development Zones and other applicable City laws, rules, regulations and procedures.

SECTION 6. EFFECTIVE DATE. The development plan and development schedule for Planned Development Zone, P-D(316), set forth in Sections 1 and 2 above, shall not become effective unless and until Ordinance No. 2478, introduced on the 10th day of March, 1987, reclassifying the property to Planned Development Zone, P-D(316), becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of March, 1987, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Whiteside, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

By
Department of Planning and Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 87-160

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION MAP 7-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON FROM R-1 TO P-D(316).

WHEREAS, on March 10, 1987, the City Council introduced Ordinance No. 2478-C.S. giving approval to a project relating to an amendment to Section Map 7-3-9 of the Zoning Map of the City of Modesto to reclassify from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(316), as an addition to P-D(316), property located on the south side of Standiford Avenue east of Carver Road, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to an amendment to Section Map 7-3-9 of the Zoning Map of the City of Modesto to reclassify from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(316), as an addition to P-D(316), property located on the south side of Standiford Avenue east of Carver Road.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of March, 1987, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Whiteside, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 87-161

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION 10-2.508 OF ARTICLE 5 OF CHAPTER 2 OF TITLE X OF THE MODESTO MUNICIPAL CODE; AN AMENDMENT TO SECTION 10-2.606 OF ARTICLE 6 OF CHAPTER 2 OF TITLE X OF THE MODESTO MUNICIPAL CODE; AND AN AMENDMENT TO ARTICLE 27 OF CHAPTER 2 OF TITLE X OF THE MODESTO MUNICIPAL CODE RELATING TO DEVELOPMENT PLAN APPROVAL FOR SECOND-STORY DWELLING ADDITIONS.

WHEREAS, on March 10, 1987 the City Council introduced Ordinance No. 2479-C.S. giving approval to a project relating to an amendment to Section 10-2.508 of Article 5 of Chapter 2 of Title X of the Modesto Municipal Code; an amendment to Section 10-2.606 of Article 6 of Chapter 2 of Title X of the Modesto Municipal Code; and an amendment to Article 27 of Chapter 2 of Title X of the Modesto Municipal Code relating to development plan approval for second-story dwelling additions, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to an amendment to Section 10-2.508 of Article 5 of Chapter 2 of Title X of the Modesto Municipal Code; an amendment to Section 10-2.606 of Article 6 of Chapter 2 of Title X of the Modesto Municipal Code; and an amendment to Article 27 of Chapter 2 of Title X of the Modesto Municipal Code relating to development plan approval for second-story dwelling additions.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of March, 1987, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 87-162

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR PROJECT NO. 16- REPLACEMENT OF CURB, DRIVE APRONS AND SIDEWALKS AT VARIOUS LOCATIONS

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

SECTION 1. The plans and specifications for Project No. 16 - replacement of curb, drive aprons and sidewalks at various locations copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on March 31, 1987, at 11:00 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of March, 1987, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-163

A RESOLUTION ACCEPTING THE BID OF TRI COUNTY BUILDERS FOR THE RELOCATION OF REFUSE COMPACTOR AT CITY CORPORATION YARD

WHEREAS, Resolution No. 87-71, adopted by the Council of the City of Modesto on January 27, 1987, approved the plans and specifications for the relocation of the refuse compactor at the City Corporation Yard and authorized the calling for bids; and

WHEREAS, the bids received for the relocation of the refuse compactor at the City Corporation Yard were opened at 11:00 a.m. on February 24, 1987, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of Tri County Builders in the amount of $17,348.80 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Tri County Builders in the amount of $17,348.80 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of March, 1987, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-164

A RESOLUTION ACCEPTING THE INSTALLATION OF EAST LA LOMA PARK TENNIS COURT LIGHTS AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering, that the installation of East La Loma Park tennis court lighting

has been completed by Industrial Electrical Company

in accordance with the contract agreement dated June 10, 1986.

NOW, THEREFORE, BE IT RESOLVED that the installation of East La Loma Park tennis court lights

be accepted from said contractor, Industrial Electrical Company;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $16,307.14 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of March, 1987, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-165

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR RETROFITTING AIR-CONDITIONERS ON 5 BUSES

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

SECTION 1. The plans and specifications for the retrofitting of air conditioners on 5 buses

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on April 7, 1987, at 3:00 p.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of March, 19 87, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-166

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING EIGHTEEN CONCRETE PICNIC TABLES

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

SECTION 1. The plans and specifications for furnishing eighteen concrete picnic tables to replace existing tables in Downey Park copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on April 21, 1987, at 3:05 p.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of March, 19 87, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-167

A RESOLUTION ACCEPTING THE BID OF H.V. CARTER CO. FOR FURNISHING ONE ROTARY MOWER

WHEREAS, Resolution No. 87-41, adopted by the Council of the City of Modesto on January 20, 1987, approved the plans and specifications for the purchase of one rotary mower

and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of one rotary mower

were opened at 3:05 p.m. on February 10, 1987, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of H.V. Carter Company in the amount of $10,488.70

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of H.V. Carter Company in the amount of $10,488.70

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of March, 19 87, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Mayor Mensinger |

ATTEST: Norrine Coyle

NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-168

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE CONSTRUCTION OF WATERLINE EXTENSION IN SHADDOX AVENUE

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

SECTION 1. The plans and specifications for construction of waterline extension in Shaddox Avenue

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on March 24, 1987, at 11:10 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of March, 19 87, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-169

A RESOLUTION ACCEPTING THE CONSTRUCTION OF PUMP STATION NO. 46 AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering , that the construction of Pump Station No. 46

has been completed by Howk Well & Equipment Company

in accordance with the contract agreement dated April 8, 1986 .

NOW, THEREFORE, BE IT RESOLVED that the construction of Pump Station No. 46

be accepted from said contractor, Howk Well & Equipment Company ; that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $85,344.00 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of March, 1987, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-170

A RESOLUTION ACCEPTING THE BID OF DOW HAMMOND FOR FURNISHING ONE WATER TANK TRUCK

WHEREAS, Resolution No. 87-72, adopted by the Council of the City of Modesto on January 27, 1987, approved the plans and specifications for the purchase of industrial trucks

and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of industrial trucks

were opened at 3:00 p.m. on February 24, 1987, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of Dow Hammond in the amount of $41,320

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Dow Hammond in the amount of $41,320

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 March, 1987, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Mayor Mensinger |

ATTEST: Norrine Coyle

NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-170-A

A RESOLUTION ACCEPTING THE BID OF BONANDER PONTIAC FOR FURNISHING ONE DUMP BED PICKUP TRUCK

WHEREAS, Resolution No. 87-72, adopted by the Council of the City of Modesto on January 27, 1987, approved the plans and specifications for the purchase of industrial trucks

and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of industrial trucks

were opened at 3:00 p.m. on February 24, 1987, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of Bonander Pontiac in the amount of $14,376

be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Bonander Pontiac in the amount of $14,376

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 March, 1987, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Mayor Mensinger |

ATTEST: Norrine Coyle

NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87 171

A RESOLUTION ACCEPTING THE BIDS OF McCURRY COMPANY, PHOTO AND SOUND SOMPANY, AND STANISLAUS AUDIO-VISUAL, FOR FURNISHING AUDIO-VISUAL EQUIPMENT

WHEREAS, Resolution No. 87-3, adopted by the Council of the City of Modesto on January 6, 1987, approved the plans and specifications for the purchase of audio-visual equipment for use in the Community Center and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of audio-visual equipment were opened at 3:00 p.m. on February 3, 1987, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bids of McCurry Co., Photo and Sound Co., and Stanislaus Audio-Visual Co., in the amount of $6,008.32, be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bids of McCurry Co., Photo and Sound Co., and Stanislaus Audio-Visual Co., be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of March, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle

NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-172

**A RESOLUTION SETTING TIME AND PLACE FOR HEARING** ON APPEAL OF RUSSELL HARRISON, SANTINA & THOMPSON, INC. TO A PLANNING COMMISSION DECISION REGARDING PARK OAKS VESTING TENTATIVE SUBDIVISION MAP CONDITIONS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that March 24, 1987, at 7:30 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of an appeal by Russell Harrison, Santina & Thompson, Inc to a Planning Commission decision regarding Park Oaks Vesting Tentative Subdivision map conditions.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of March, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Whiteside, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87- 173

# RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MODESTO APPROVING AMENDMENT OF LEASE AGREEMENT WITH REDEVELOPMENT AGENCY OF THE CITY OF MODESTO, APPROVING FORM OF TRUST AGREEMENT AND FORM OF OFFICIAL STATEMENT, APPROVING SALE OF $21,600,000 REFUNDING CERTIFICATES OF PARTICIPATION, AND APPROVING RELATED DOCUMENTS AND OFFICIAL ACTION

WHEREAS, the Redevelopment Agency of the City of Modesto (the "Agency") has heretofore leased certain community center improvements and public parking improvements and the site thereof to the City of Modesto (the "City") pursuant to that certain Lease Agreement dated as of November 1, 1985, (the "Lease Agreement") by and between the Agency and the City; and

WHEREAS, the City has determined that it is in the interests of the City at this time to provide for the refinancing of the City's obligations under the Lease Agreement and to that end the City and the Agency propose to enter into that certain First Amendment to Lease Agreement dated as of May 1, 1987, (the "First Amendment to Lease Agreement") by and between the Agency as lessor and the City as lessee; and

WHEREAS, for the purpose of obtaining the moneys required to refinance the City's obligations under the Lease Agreement, the Agency proposes to assign and transfer certain of its rights under said Lease Agreement, as so amended, to a trustee bank to be selected by the Finance Director (the "Trustee") pursuant to that certain Assignment Agreement dated as of May 1, 1987, by and between the Agency as assignor and the Trustee as assignee; and

WHEREAS, in consideration of such assignment and the execution of that certain Trust Agreement dated as of May 1, 1987, (the "Trust Agreement") by and among the Agency, the City and the Trustee, the Trustee will execute and deliver Refunding Certificates of Participation (Modesto Community Center Project) in the principal amount of $21,600,000 (the "Certificates of Participation"), each evidencing an undivided fractional interest in the Lease Payments made by the City under the Lease Agreement, as so amended;

WHEREAS, Merrill Lynch Capital Markets, as prospective underwriter of the Certificates of Participation (the "Underwriter") has informed the Agency that it intends to submit an offer to purchase the Certificates of Participation, and in connection with the remarketing of the Certificates of Participation the Underwriter has caused to be prepared an Official Statement describing the Certificates of Participation; and

WHEREAS, the City Council approves of said transactions in the public interests of the City;

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

Section 1. Amendment of Lease Agreement; Approval of First Amendment to Lease Agreement. The City Council hereby approves the amendment of the Lease Agreement pursuant to the First Amendment to Lease Agreement in substantially the form on file with the City Clerk together with any changes therein or additions thereto deemed advisable by the City Manager upon the advice of the City Attorney. The City Council hereby authorizes and directs the City Manager to execute, and the City Clerk to attest and affix the seal of the City to, said form of the First Amendment to Lease Agreement for and in the name of the City. The schedule of lease payments set forth in Appendix A to said First Amendment to Lease Agreement shall conform to the schedule of principal and interest payments represented by the Certificates of Participation, determined pursuant to Section 3 hereof.

Section 2. Trust Agreement. The City Council hereby approves the Trust Agreement in substantially the form on file with the City Clerk together with any changes therein or additions thereto deemed advisable by the City Manager upon the advice of the City Attorney. The City Council hereby authorizes and directs the City Manager to execute, and the City Clerk to attest and affix the seal of the City to, said form of the Trust Agreement for and in the name of the City.

Section 3. Sale of Certificates of Participation. The City Council hereby approves the sale of the Certificates of Participation to the Underwriter pursuant to that certain Purchase Agreement among the City, the Agency, the Trustee and the Underwriter, in substantially the form on file with the City Clerk, in together with any changes therein or additions thereto deemed advisable by the City Manager upon the advice of the City Attorney. The Certificates of Participation shall be substantially as described in the form of Official Statement on file with the City Clerk and hereinafter approved. The City Manager is hereby authorized and directed for and in the name and on behalf of the City to execute and deliver said form of Purchase Agreement upon submission of a proposal by the Underwriter to purchase the Certificates of Participation, which proposal is acceptable to the City Manager; provided, however, that the purchase price to be paid for the Certificates of Participation by the Underwriter shall be at least ninety-seven and one-half percent (97-1/2%) of the par value thereof, and the rate of interest represented by the Certificates of Participation shall not exceed eight percent (8%) per annum. The City Manager is hereby delegated the authority to approve the terms of any offer by the Underwriter to purchase the Certificates of Participation, provided that such offer is in form and substance acceptable to the City Manager and is within the limitations set forth in this Resolution.

Section 4. Official Statement. The City Council hereby approves the preliminary Official Statement describing the Certificates of Participation, in the form submitted by the Underwriter and on file with the City Clerk, together with any changes therein or additions thereto deemed advisable by the City Manager. The City Council hereby approves and authorizes the distribution by the Underwriter of said preliminary Official Statement to prospective purchasers of the Certificates of Participation. The City Manager is hereby authorized and directed to approve any changes in or additions to a final form of said Official Statement deemed advisable by the City Manager, and to execute said final Official Statement for and in the name and on behalf of the City.

**Section 5. Engagement of Counsel and Underwriter.** The City Council hereby approves the engagement of Jones Hall Hill & White, A Professional Law Corporation, to act as special legal counsel to the City in connection with the Certificates and the appointment of Merrill Lynch Capital Markets as underwriter in connection with the Certificates. The City Manager or his delegate is hereby authorized and directed to execute on behalf of the City an agreement with said special legal counsel in substantially the form on file with the City Clerk.

**Section 6. Official Actions.** The City Manager, the City Attorney and the City Clerk or their respective delegates are each authorized and directed in the name and on behalf of the City to make any and all assignments, certificates, requisitions, agreements, notices, consents, instruments of conveyance, warrants and other documents, which they or any of them might deem necessary or appropriate in order to consummate any of the transactions contemplated by the documents approved pursuant to this Resolution.

**Section 7. Effective Date.** This Resolution shall take effect from and after the date of its passage and adoption.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of March, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: McGrath, Patterson

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 87-174

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MODESTO APPROVING INTEREST RATE EXCHANGE TRANSACTION IN CONNECTION WITH REFUNDING CERTIFICATES OF PARTICIPATION**

WHEREAS, the Redevelopment Agency of the City of Modesto (the "Agency") and the City of Modesto (the "City") are currently proceeding to refinance the City's obligations under a Lease Agreement dated as of November 1, 1985, by and between the Agency as lessor and the City as lessee of certain community center improvements and public parking improvements; and

WHEREAS, in order to accomplish such refinancing proceedings the City and the Agency have authorized the execution and delivery of Refunding Certificates of Participation (Modesto Community Center Project) in the principal amount of $21,600,000 (the "Certificates of Participation"); and

WHEREAS, the Certificates will represent interest at long term fixed rates, and the City has determined that it is in the best interests of the City to enter into an interest rate exchange transaction with Merrill Lynch Capital Markets for the purpose of taking advantage of lower interest rates available in the short term market; and

WHEREAS, such interest rate exchange is proposed to be accomplished pursuant to that certain Tax Exempt Master Interest Exchange Agreement in substantially the form on file with the City Clerk (the "Master Agreement") and the City Council wishes at this time to approve and authorize the execution of the Master Agreement and other transactions relating thereto, including the Rate Swap Transactions in substantially the form attached to the Master Agreement (the "Rate Swap Transactions");

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

**Section 1. Approval of Master Agreement.** The City Council hereby approves the Master Agreement in substantially the form on file with the City Clerk together with any changes therein or additions thereto deemed advisable by the City Manager upon the advice of the City Attorney. The City Council hereby authorizes and directs the City Manager to execute, and the City Clerk to attest and affix the seal of the City to, said form of the Master Agreement for and in the name of the City.

**Section 2. Approval of Rate Swap Transactions.** The City Council hereby approves the Rate Swap Transactions in substantially the form attached to the Master Agreement together with any changes therein or additions thereto deemed advisable by the City Manager upon the advice of the City Attorney. The City Council hereby authorizes and

directs the City Manager to execute, and the City Clerk to attest and affix the seal of the City to, said form of the Rate Swap Transactions for and in the name of the City.

**Section 3. Implementation of Master Agreement.** The Finance Director of the city is hereby authorized to establish such accounts as may be necessary in connection with the Master Agreement and to reserve such amounts in those accounts as may be reasonably required in order to perform the City's obligations under the Master Agreement and to achieve the savings contemplated thereby. The City Council hereby authorizes the payment of all fees required under, and as computed in accordance with, the Rate Swap Transactions. The City Manager, the City Attorney, and the City Clerk or their respective delegates are each authorized and directed in the name and on behalf of the City to make any and all assignments, certificates, requisitions, agreements, notices, consents, instruments of conveyance, warrants and other documents, and to take any other actions, which they or any of them might deem necessary or appropriate in order to consummate any of the transactions contemplated by the documents approved pursuant to this Resolution.

**Section 4. Effective Date.** This Resolution shall take effect from and after the date of its passage and adoption.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of March, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: McGrath, Patterson

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 87-175

A RESOLUTION IN SUPPORT OF WASTE SOURCE REDUCTION IN THE CITY OF MODESTO.

WHEREAS, the presence of hazardous substances and hazardous wastes in the City of Modesto, County of Stanislaus create a potential threat to public health and safety, and

WHEREAS, there are cost-effective practices and technologies now readily available by which to significantly reduce the amount and toxicity of hazardous materials initially used as well as imposed on society's waste management capabilities, and

WHEREAS, waste/source reduction benefits chemical users by reducing waste disposal fees and long term liability, as well as the costs of chemical feedstock materials, and

WHEREAS, there is a trend in state and federal law away from disposing of hazardous wastes in landfills, creating a serious need for alternatives, and

WHEREAS, with the passage of AB 2948 (Stats. 1986, C.1504), all cities and counties will be authorized to adopt plans for the management and ultimate disposal of all hazardous wastes generated within their boundaries,

NOW, THEREFORE, BE IT RESOLVED that it is the policy of the City of Modesto to encourage and promote practices and technologies that will, in order of priority:

- First, reduce the use of hazardous substances and the generation of hazardous wastes at their source.

- Second, recover and recycle the remaining waste for reuse.
- Third, treat those wastes not amenable to source reduction or recycling so that the environment and community health are not harmed by their ultimate release or disposal.

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the appropriate entity in charge of the implementation of AB 2948 (Stats. 1986, C.1504) for the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of March, 1987, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 87-176

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND** EMPIRE UNION SCHOOL DISTRICT FOR STREET IMPROVEMENTS ADJACENT TO PROPOSED MCCLURE ROAD SCHOOL

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Empire Union School District for street improvements adjacent to proposed McClure Road School

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of March, 19 87, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-177

A RESOLUTION ACCEPTING IMPROVEMENTS IN DIABLO HILLS NO. 2 SUBDIVISION AND AUTHORIZING RELEASE OF IRREVOCABLE COMMITMENT OF FUNDS

WHEREAS, Lodi Development , subdividers of Diablo Hills No. 2 Subdivision have filed Irrevocable Commitment of Funds for faithful performance and labor and materials in the amount of $588,300.00 and $ 294,150.00 respectively to guarantee improvements in Diablo Hills No. 2 Subd. and;

WHEREAS, the Director of Engineering in a memorandum dated March 2, 1987, indicates that all work required by the subdivision agreement has been completed to the satisfaction of the Engineering Department; and

WHEREAS, the Director of Engineering has indicated that it would be in order for the City Council to accept the improvements in said subdivision as complete and authorize the City Clerk to file notice of completion and release the Irrevocable Commitment of Funds upon expiration of the statutory period.

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

1. The improvements in Diablo Hills No. 2 Subdivision are hereby accepted.
2. The City Clerk is hereby authorized to release the Irrevocable Commitment of Funds for faithful performance in the amount of $588,300.00 upon recordation of notice of completion.
3. The City Clerk is hereby authorized to release the Irrevocable Commitment of Funds for labor and materials in the amount of $294,150.00 upon expiration of the statutory period.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of March , 19 87 , by Councilmember Muratore , who moved its adoption, which motion being duly seconded by Councilmember Whiteside , was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-178

A RESOLUTION OF RECOGNITION FOR KAREN GRENBEAUX FOR FOUR YEARS OF SERVICE ON THE AIRPORT ADVISORY COMMITTEE

WHEREAS, Karen Grenbeaux was appointed a member of the Airport Advisory Committee on January 18, 1983; and

WHEREAS, Karen Grenbeaux's term expired January 1, 1987, from the Airport Advisory Committee; and

WHEREAS, Karen Grenbeaux has been a devoted and sincere public servant and has contributed greatly to our civic progress.

NOW, THEREFORE, BE IT RESOLVED that the Council on its own behalf, and on behalf of the citizens of this City, hereby expresses its sincere appreciation to Karen Grenbeaux for her outstanding service to the community.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of March, 1986, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Mayor Mensinger |

ATTEST: Norrine Coyle

NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-179

A RESOLUTION VACATING AND ABANDONING A STRIP OF EXCESS STREET RIGHT-OF-WAY ON CHICAGO AVENUE, IN BLOCK 4015 IN THE CITY OF MODESTO PURSUANT TO THE CALIFORNIA STREETS AND HIGHWAYS CODE.

WHEREAS, the City of Modesto has received a request from Delamare-Fultz Engineers to abandon the 10-foot excess street right-of-way of Chicago Avenue along the south side of Chicago Avenue, and

WHEREAS, the California Streets and Highways Code authorizes a city council, by resolution, to summarily vacate excess street right-of-way, and

WHEREAS, said strip of excess street right-of-way is located on Chicago Avenue, in Block 4015 in the City of Modesto, and is more particularly described in Exhibit "A" attached hereto, and

WHEREAS, the Council of the City of Modesto finds and declares that:

1. The vacation is made pursuant to Chapter 4 (Sections 8330 et seq.) of Part 3 of Division 9 of the Streets and Highways Code.

2. The strip of excess street right-of-way located on Chicago Avenue, in Block 4015 in the City of Modesto is not required for street or highway purposes.

3. That from and after the date this resolution is recorded, the strip of excess street right-of-way vacated will no longer constitute a right-of-way.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the strip of excess street right-of-way located on Chicago Avenue, in

Block 4015 in the City of Modesto, which is more particularly described in Exhibit "A" which is attached hereto and incorporated herein by reference, be and it is hereby vacated and abandoned, such vacation and abandonment to become effective upon the recording of a certified copy of this resolution in the Stanislaus County Recorder's Office.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of March, 1987, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

By John R. Christiansen
Department of Engineering Services

February 27, 1987

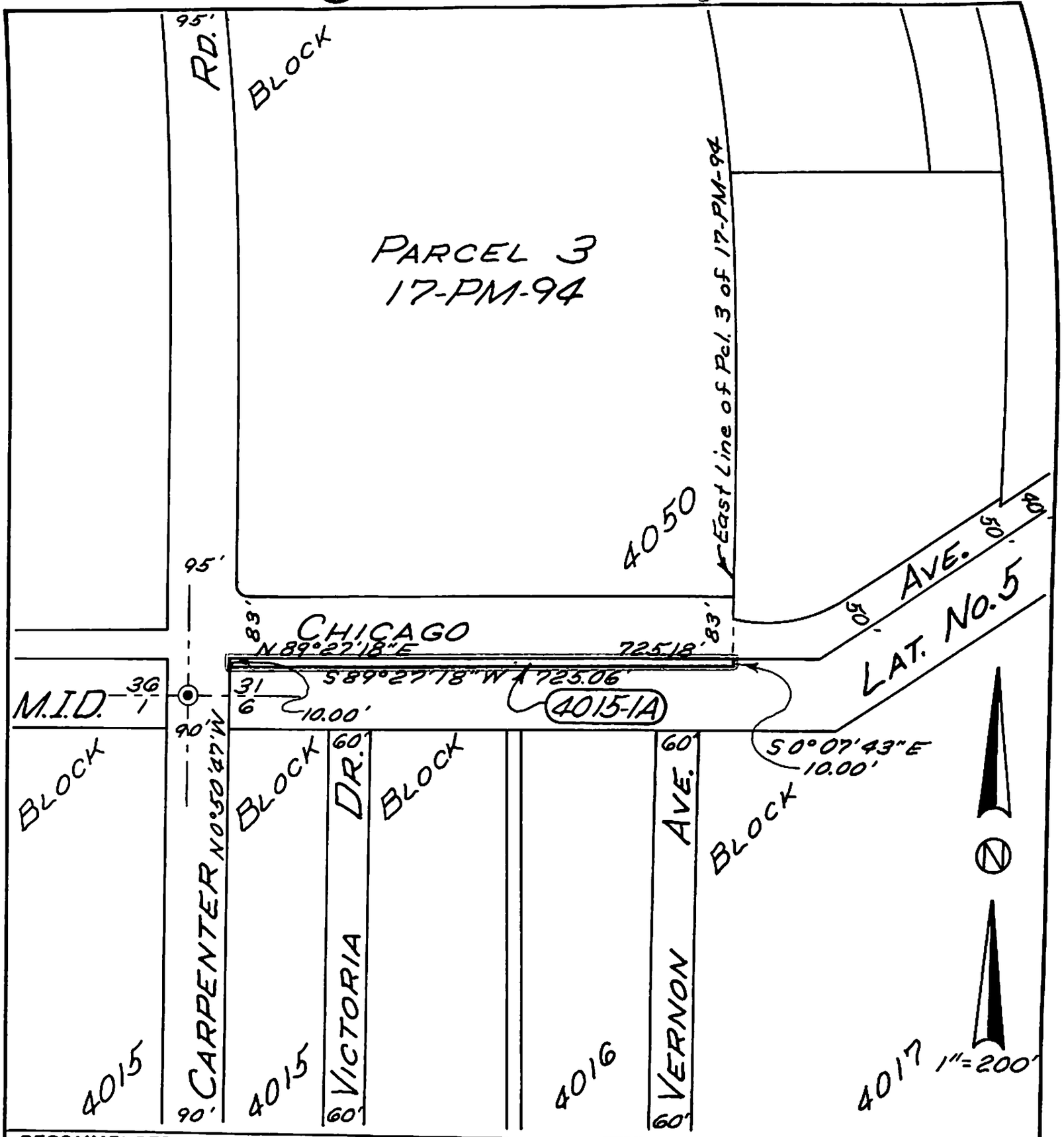
Parcel 4015-1A
LD 87-B

VACATE AND ABANDON EXCESS RIGHT OF WAY FOR
CHICAGO AVENUE IN BLOCK 4015

All that real property in the State of California, County of Stanislaus, being a portion of the Southwest quarter of Section 31, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

COMMENCING at the Southwest corner of Section 31, Township 3 South, Range 9 East, Mount Diablo Base and Meridian; thence North 0° 50' 47" West along the West line of said Section 31 a distance of 56.33 feet to the Westerly projection of the South line of Chicago Avenue as shown in Book 17 of Parcel Maps at Page 94; thence North 89° 27' 18" East along said Westerly projection of the South line of Chicago Avenue a distance of 45.00 feet to the Easterly side of Carpenter Road, to the Point of Beginning of this description; thence along the Southerly line of Chicago Avenue North 89° 27' 18" East, a distance of 725.18 feet, to the Southerly projection of the East line of Parcel 3 of said Parcel Map recorded in Book 17 of Parcel Maps at Page 94; thence South 0° 07' 43" East along said Southerly projection a distance of 10.00 feet; thence South 89° 27' 18" West a distance of 725.06 feet to said Easterly line of Carpenter Road; thence North 0° 50' 47" West along said Easterly line of Carpenter Road a distance of 10.00 feet to the Point of Beginning of this description.

EXHIBIT "A"




| | | | |
|---|---|---|---|
| RECOMMENDED BY: Jerry H. Butler<br>JERRY H. BUTLER | | DATE | BY |
| CITY OF MODESTO<br>DEPARTMENT OF ENGINEERING<br>ALFRED KAUFMAN, DIRECTOR | VACATE AND ABANDON EXCESS RIGHT OF WAY FOR CHICAGO AVENUE IN BLOCK 4015 LD87-B | FLD. BK. & PG. | |
| | | W. O. NO. | |
| DATE: Feb. 20, '87 / DRAWN: J. Christiansen / CHECKED: | | FILE NUMBER: 4-A-702 | |

MODESTO CITY COUNCIL
RESOLUTION NO. 87-180

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND** CHARLES AND JOYCE HIGGINS FOR WATER SERVICE TO PROPERTY OUTSIDE THE CITY LIMITS AT 1617 SHADDOX AVENUE

**BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and** Charles R. Higgins and Joyce M. Higgins for water service to property outside the City limits at 1617 Shaddox Avenue, between Watts Avenue and Carpenter Road

**be, and it is hereby approved.**

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

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 10th **day of** March, 19**87**, **by Councilmember** Muratore, **who moved its adoption, which motion being duly seconded by Councilmember** Whiteside, **was upon roll call carried and the resolution adopted by the following vote:**

| | | |
|---|---|---|
| **AYES:** | **Councilmembers:** | Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton |
| **NOES:** | **Councilmembers:** | None |
| **ABSENT:** | **Councilmembers:** | Mayor Mensinger |

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-181

**A RESOLUTION SETTING TIME AND PLACE FOR HEARING** REGARDING AMENDING THE CONFLICT OF INTEREST CODES FOR THE CITY ATTORNEY'S OFFICE AND PARKING & TRAFFIC DEPARTMENTS, AND RESCINDING THE CONFLICT OF INTEREST CODE FOR THE MANAGEMENT SERVICES DEPARTMENT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that April 7, 1987, at 4:00 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of amending the conflict of interest codes for the City Attorney's Office and Parking & Traffic Departments, and rescinding the conflict of interest code for the Management Services Department.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of March, 19 87, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-182

A RESOLUTION APPROVING THE FINAL MAP OF THE YELLOWSTONE ESTATES SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, P & R ENTERPRISES, a General Partnership

is (~~xxx~~) possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 3.291 acres, known as the YELLOWSTONE ESTATES Subdivision, and

WHEREAS, a tentative map of said tract was approved by the Planning Commission of the City of Modesto on the 3rd day of March, 1986, and

WHEREAS, the Secretary of the Planning Commission of the City of Modesto has certified that the final map of said tract substantially conforms to the approved tentative map, and

WHEREAS, the City Engineer of the City of Modesto has certified that the final map of said YELLOWSTONE ESTATES Subdivision meets all of the provisions of the California Subdivision Map Act and the provisions of the Modesto Municipal Code relating to subdivisions, and that the map is technically correct,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said final map be approved; that the streets, alleys and

easements as shown thereon within the boundaries of said tract be accepted on behalf of the public for public use; and that the City Clerk be authorized to certify the map of said tract on behalf of the City of Modesto after the fees and deposits required by the Modesto Municipal Code in amounts determined by the City Engineer have been paid, and subdividers have furnished securities, as set forth in Section 4-4.605 of the Modesto Municipal Code, which shall secure the obligations set forth in Section 66499.3 of the Government Code of the State of California. Said securities shall be in forms acceptable to the City Attorney and in the amounts required by the Agreement hereinafter referred to.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of March, 1987, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Council-

CA Form 1/78

member Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 87-183

A RESOLUTION APPROVING THE FINAL MAP OF THE DUTCHOLLOW NO. 4 SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, Dutchollow No. 4, a limited partnership

is (are) possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 18.477 acres, known as the Dutchollow No. 4 Subdivision, and

WHEREAS, a tentative map of said tract was approved by the Planning Commission of the City of Modesto on the 15th day of September, 19 86, and

WHEREAS, the Secretary of the Planning Commission of the City of Modesto has certified that the final map of said tract substantially conforms to the approved tentative map, and

WHEREAS, the City Engineer of the City of Modesto has certified that the final map of said Dutchollow No. 4 Subdivision meets all of the provisions of the California Subdivision Map Act and the provisions of the Modesto Municipal Code relating to subdivisions, and that the map is technically correct,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said final map be approved; that the streets, alleys and

easements as shown thereon within the boundaries of said tract be accepted on behalf of the public for public use; and that the City Clerk be authorized to certify the map of said tract on behalf of the City of Modesto after the fees and deposits required by the Modesto Municipal Code in amounts determined by the City Engineer have been paid, and subdividers have furnished securities, as set forth in Section 4-4.605 of the Modesto Municipal Code, which shall secure the obligations set forth in Section 66499.3 of the Government Code of the State of California. Said securities shall be in forms acceptable to the City Attorney and in the amounts required by the Agreement hereinafter referred to.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of March, 1987, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Council-

CA Form 1/78

member Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

**MODESTO CITY COUNCIL**
**RESOLUTION NO.** 87-184

**A RESOLUTION APPROVING APPROPRIATION TRANSFER** OF $8,000 FOR FINANCING ENGINEERING COST OF DRY CREEK EROSION REPAIR

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

| | | |
|---|---|---|
| FROM: | Fairway Neighborhood Park (170 310 g313 6000) | $8,000 |
| TO: | Dry Creek Erosion Repair (170 310 p418 6000) | $8,000 |

For financing engineering cost of Dry Creek erosion repair.

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 10th **day of** February**, 19**87**, by Councilmember** Muratore**, who moved its adoption, which motion being duly seconded by Councilmember** Whiteside**, was upon roll call carried and the resolution adopted by the following vote:**

**AYES: Councilmembers:** Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton

**NOES: Councilmembers:** None

**ABSENT: Councilmembers:** Mayor Mensinger

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-185

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND** AMERICAN SAVINGS AND LOAN ASSOCIATION FOR SEWER SERVICE TO PROPERTY OUTSIDE THE CITY LIMITS AT 1013 CHICAGO AVENUE

**BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and** American Savings and Loan for sewer service to property outside the City limits at 1013 Chicago Avenue between Ritsch Lane and Harris Avenue

**be, and it is hereby approved.**

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

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 10th **day of** March, **19**87, **by Councilmember** Muratore, **who moved its adoption, which motion being duly seconded by Councilmember** Whiteside, **was upon roll call carried and the resolution adopted by the following vote:**

| | | |
|---|---|---|
| **AYES:** | **Councilmembers:** | Lane, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton |
| **NOES:** | **Councilmembers:** | None |
| **ABSENT:** | **Councilmembers:** | Mayor Mensinger |

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-186

A RESOLUTION APPROVING REQUEST FOR PROPOSALS FOR CONSULTING ENGINEER SERVICES TO PERFORM A SCREENING TEST AND DRIVEN HOLE TEST AT TWO INACTIVE MUNICIPAL LANDFILLS

WHEREAS, the Stanislaus County Air Pollution Control District by letter dated January 6, 1987, has required the City to perform a screening test and driven hole test at the Carpenter Road Landfill, East and West, and at the City/County Airport Landfill; and

WHEREAS, these test results are due on July 1, 1987.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Utility Services is hereby authorized to proceed with the submission of a request for proposals for consulting engineer services to perform a screening test and driven hole test at two inactive municipal landfills.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of March, 1987, by Councilmember Muratore , who moved its adoption, which motion being duly seconded by Councilmember Whiteside , was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Mayor Mensinger |

ATTEST: Norrine Coyle

NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-187

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND** AMERICAN GENERAL GROUP INSURANCE COMPANY TO RENEW THE $50,000 SPECIFIC STOP LOSS COVERAGE FOR THE CITY'S SELF-INSURANCE HEALTH PLAN

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and American General Group Insurance Company to renew the $50,000 specific stop loss coverage for the City's self-insurance health plan for the period of February 1, 1987 to January 31, 1988

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of March, 1987, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-188

A RESOLUTION APPOINTING MEMBER OF THE CULTURE COMMISSION (PHIL MARTIN)

WHEREAS, Section 1102 of the Charter of the City of Modesto authorizes the City Council to appoint members to various Boards and Commissions;

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

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

Phillip Martin
2800 Scenic Bend
Modesto, Ca. 95355
Term to expire 1/1/91

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of March, 19 87, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-189

A RESOLUTION APPOINTING MEMBER OF THE INTERNATIONAL FRIENDSHIP COMMITTEE (MIGUEL DONOSO)

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

SECTION 1. The following person is hereby appointed to the International Friendship Committee for the respective term as indicated:

Miguel Donoso
114 Hackberry Avenue
Modesto, Ca. 95354

Term to expire 1/1/89

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of March, 19 87, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

Committees
Youth Commission

MODESTO CITY COUNCIL
RESOLUTION NO. 87-190

A RESOLUTION APPOINTING MEMBER OF THE HUMAN RELATIONS COMMISSION
(FRED HERMAN)

WHEREAS, Section 1102 of the Charter of the City of Modesto authorizes the City Council to appoint members to various Boards and Commissions;

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

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

Fred Herman
[illegible] Freelen Avenue
Modesto, Ca. 95350
Term Expires [illegible]

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of March, 19[illegible], by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lane, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-191

A RESOLUTION CALLING A SPECIAL MUNICIPAL ELECTION TO BE HELD ON JUNE 2, 1987, AND SUBMITTING TO THE ELECTORS OF THE CITY OF MODESTO AT SAID SPECIAL MUNICIPAL ELECTION A PROPOSAL TO AMEND SECTION 300 OF THE MODESTO CITY CHARTER.

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

SECTION 1. SPECIAL ELECTION CALLED. The City Council of the City of Modesto does hereby call a Special Municipal Election by mail ballot on June 2, 1987.

SECTION 2. CHARTER AMENDMENT SUBMITTED. The Council of the City of Modesto does hereby on its own motion submit to the qualified electors of the City of Modesto, at said Special Municipal Election to be held by mail ballot in said City on June 2, 1987, a proposal to amend the Charter of the City of Modesto as set forth in Section 3 of this resolution and hereby designates and refers to the proposal prescribed in Section 4 hereof as the form of the proposal to be set forth on the ballots to be used at said Special Municipal Election.

SECTION 3. CHARTER AMENDMENT PUBLICATION. 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, when required by law, prior to the date of the Special Municipal Election hereinabove provided for, in The Modesto Bee, the official newspaper of said City and in each edition thereof during the day of publication, said newspaper being a newspaper of general circulation published daily in said City of Modesto; and such publication may be in substantially the following form, to wit:

PROPOSED AMENDMENT
TO
THE CHARTER OF THE CITY OF MODESTO
Special Municipal Election June 2, 1987

MEASURE I.

The Council of the City of Modesto hereby proposes on its own motion to amend Section 300 of the Charter of the City of Modesto as follows:

> SECTION 300. REGULAR MUNICIPAL ELECTIONS. Regular Municipal Elections for the election of officers and for such other purposes as the Council may prescribe shall be held biennially on the first Tuesday after the first Monday in March of each odd-numbered year until the year 1983. Thereafter they shall be held biennially on the first Tuesday after the first Monday in November of each odd-numbered year commencing with the year 1985.
>
> <u>If, at a regular municipal election held on the first Tuesday after the first Monday in November of each odd-numbered year, no candidate for one of the elective offices of the City of Modesto receives a majority of the votes cast at said regular municipal election, a second regular municipal election shall be held for said office on the second Tuesday in December of each odd-numbered year commencing with the Year 1987. At said second regular municipal election the two candidates receiving the highest number of votes at the first regular municipal election shall have their names placed on the ballot for election to said office</u>.

NOTE:

All of the above wording which is underlined would be added to the Charter by this Measure.

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:_____, 1987

_____
NORRINE COYLE, City Clerk of the City of Modesto

SECTION 4. FORM OF BALLOT. On the ballots to be used at said election, in addition to any other matter required by law to be printed thereon, shall be printed the following questions, to wit:

| CITY OF MODESTO MEASURE | | | |
|---|---|---|---|
| Measure I<br><br>City of Modesto Charter Proposal: | Shall the Charter of the City of Modesto be amended to provide that if no candidate for an elective office of the City receives a majority vote at a regular municipal election, a second municipal election shall be held at which the two candidates receiving the highest number of votes at the first election shall have their names on the ballot for election to the office | YES | |
| | | NO | |

SECTION 5. CONDUCT OF ELECTION. Said special municipal election hereby called shall be held and conducted, and the votes thereat canvassed and the returns thereof made, and the results thereof ascertained and determined as herein provided, and in all particulars not prescribed in this resolution,

said special municipal election shall be held as provided for in the Charter of said City and the Modesto Municipal Code and in all particulars not provided for therein said election shall be held as provided by law for the holding of elections to amend the City Charter, special municipal elections and otherwise in accordance with provisions of Sections 1350 et seq. of the Elections Code of the State of California.

(a) All persons qualified to vote at elections within the boundaries of the City of Modesto on the day of said Special Municipal Election shall be qualified to vote upon said measure hereby proposed by the Council of the City of Modesto on its own motion and submitted at said Special Municipal Election.

(b) On the ballots to be used at said Special Municipal Election, the proposal set forth in Section 4 of this resolution shall appear in addition to all other matters required by law to be printed thereon.

(c) To vote in favor of the proposal to amend the Charter of the City of Modesto a voter shall write a cross (+) in the voting square after the printed word "YES" on the ballot to the right of said measure, and to vote against it a voter shall write a cross (+) in the voting square after the word "NO" on the ballot to the right of said measure.

(d) The votes cast for the measure shall be counted in favor of the proposal to amend the Charter of the City of Modesto and the votes cast against the measure shall be counted against the proposal to amend the Charter of the City of Modesto. If a majority of the qualified voters voting on the measure vote in favor thereof, said proposal to amend the Charter of the City of Modesto shall be deemed approved.

SECTION 6. PRINTING CHARTER AMENDMENT. In addition to any other material required by law, 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 Election to advertise daily in THE MODESTO BEE, a newspaper of general circulation in said CITY, a notice that copies of said pamphlet may be had on application therefor. Said notice shall be in substantially the following form:

NOTICE OF AVAILABILITY OF CHARTER AMENDMENT

NOTICE IS HEREBY GIVEN to the qualified electors of the City of Modesto that copies of the Amendment proposed by the Council on its own motion, to the Charter of the City of Modesto, in pamphlet form, are on file in the office of the City Clerk, City Hall, 801 11th Street, Modesto, California and may be had upon application therefor.

NORRINE COYLE
City Clerk of the City of Modesto

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 13th day of March, 1987, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

CLERK'S CERTIFICATE

I, NORRINE COYLE, City Clerk of the City of Modesto, California, do hereby certify that the foregoing is a full, true and correct copy of a resolution duly adopted by the Council of said City at a special meeting of said Council duly and regularly and legally held on the 13th day of March, 1987, of which meeting all of the members of said Council had due notice and at which a majority thereof was present and acted; that at said meeting said resolution was introduced by Councilmember McGrath, seconded by Councilmember Whiteside, and adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: 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 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 13th day of March, 1987.

Norrine Coyle

NORRINE COYLE
City Clerk of the City of Modesto, California

MODESTO CITY COUNCIL
RESOLUTION NO. 87-192

A RESOLUTION ESTABLISHING THE CATEGORIES OF BUSINESSES QUALIFIED FOR ENTERPRISE DESIGNATION BENEFITS.

WHEREAS, the City of Modesto recognizes the importance of job development, and

WHEREAS, the City of Modesto has established an Enterprise Designation which provides benefits to encourage development of certain qualified businesses which contribute to the economic base of the City, and

WHEREAS, the following industries have been determined to have a significant multiplier effect on the local economy which will create new jobs and revenue for the City,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby designates the following categories of businesses as qualified to receive Enterprise Designation benefits as established by the City Council in Chapter 7 of Title 8 of the Modesto Municipal Code, as added by Ordinance No. 2483 -C.S.:

1. Brewery.
2. Distributing, freighting or trucking yard.
3. Food and kindred products processing and storage.
4. Hatchery.
5. Ice plant.
6. Manufacture, fabrication, processing, packaging or treatment of:
   (a) Apparel and other finished products made from fabrics and similar materials.
   (b) Commercial advertising signs or structures.

(c) Ceramic products (such as figurines, stoneware, procelain, wall and floor tile, pottery).

(d) Chemicals and chemical products.

(e) Cosmetics, perfumes, toiletries.

(f) Cut stone products.

(g) Electrical and electronic machinery, equipment and supplies, excluding manufacture and fabrication of primary or storage batteries.

(h) Electronic and business machines.

(i) Furniture, fixtures and cabinetry.

(j) Jewelry, silverware and plated ware.

(k) Leather products.

(l) Lumber and wood products (excluding burning operations).

(m) Metals and metal products.

(n) Natural gas and gas products.

(o) Musical instruments.

(p) Paper products (excluding pulp and paper mills).

(q) Pens, pencils, and other office and artists material.

(r) Oil and grease products.

(s) Pharmaceuticals.

(t) Photographic equipment.

(u) Plastics and plastic products.

(v) Products made from purchased glass.

(w) Precision goods; measuring analytical and controlling instruments; photographic, medical and optical goods, watches and clocks.

(x) Rubber and rubber products.

(y) Seeds.

(z) Textiles.

(aa) Toys and amusement, sporting and athletic goods.

(ab) Tobacco.

(ac) Winery.

7. Manufacture, fabrication, processing, packaging or treatment of products from the following previously prepared materials: bone, cellophane, cork, feathers, fiber, fur, glass, hair, horn, precious or semiprecious metals or stones, shell, straw.

8. Meat packaging plant.

9. Poultry and rabbit slaughter (including custom dressing).

10. Printing and publishing.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of March, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 87-193

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION MAP 9-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON FROM P-D(354) TO R-1.

WHEREAS, on March 17, 1987, the City Council introduced Ordinance No. 2485-C.S. giving approval to a project relating to an amendment to Section Map 9-3-9 of the Zoning Map of the City of Modesto to reclassify from Planned Development Zone, P-D(354), to Low Density Residential Zone, R-1, property located on the south side of Coralwood Road, East of McHenry Avenue, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to an amendment to Section Map 9-3-9 of the Zoning Map of the City of Modesto to reclassify from Planned Development Zone, P-D(354), to Low Density Residential Zone, R-1, property located on the south side of Coralwood Road, East of McHenry Avenue.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of March, 1967, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 87-194

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE 1987 STREET OVERLAYS

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

SECTION 1. The plans and specifications for the 1987 street overlays

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on April 14, 1987, at 11:00 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of March, 1987, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-195

A RESOLUTION ACCEPTING THE BID OF HOWELL CONSTRUCTION FOR THE CORPORATION YARD EXPANSION - REMODELING OF BUILDING NO. 4

WHEREAS, Resolution No. 87-88, adopted by the Council of the City of Modesto on February 3, 1987, approved the plans and specifications for the Corporation Yard expansion - remodeling of Building No. 4 and authorized the calling for bids; and

WHEREAS, the bids received for the Corporation Yard expansion - remodeling of Building No. 4 were opened at 11:05 a.m. on February 24, 1987, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of Howell Construction in the amount of $89,919 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Howell Construction in the amount of $89,919 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of March, 1989, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-196

A RESOLUTION ACCEPTING THE BID OF J-M SQUARED EQUIPMENT COMPANY FOR FURNISHING TWO FAIRBANKS MORSE PUMP IMPELLERS

WHEREAS, Resolution No. 87-89, adopted by the Council of the City of Modesto on February 10, 1987, approved the plans and specifications for the purchase of two Fairbanks Morse pump impellers

and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of two Fairbanks Morse pump impellers

were opened at 3:00 p.m. on March 10, 1987, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of J-M Squared Equipment Company in the amount of $9,577

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of J-M Squared Equipment Company in the amount of $9,577

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of March, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle

NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-197

A RESOLUTION WAIVING FORMAL BID PROCEDURE AND AUTHORIZING PURCHASE OF DIGESTER CLEANING SERVICES FROM NORTHWEST INDUSTRIAL SCRUB

WHEREAS, periodically, the digesters located at the Treatment Plant on Sutter Street must be cleaned of sludge and sand which adhere to the walls and roofs that cannot be removed with a water jet; and

WHEREAS, Digester #1 and #3 are in need of this service; and

WHEREAS, informal bids were requested and received,with Northwest Industrial Scrub responding with the lowest bid of $17,000.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the purchase of digester cleaning services is hereby waived.

BE IT FURTHER RESOLVED that purchase of digester cleaning services from Northwest Industrial Scrub for the total price of $17,000, is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of March, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-198

A RESOLUTION WAIVING FORMAL BID PROCEDURE AND AUTHORIZING PURCHASE OF THREE 1/2 TON PICKUP TRUCKS THROUGH THE STATE OF CALIFORNIA COOPERATIVE PURCHASING PROGRAM

WHEREAS, the Utility Services - Service Division is requesting the purchase of three 1/2-ton pickup trucks to replace similar units presently in service; and

WHEREAS, the City has used the State's Cooperative Purchasing Program because the State purchases in such large numbers they can extend the savings to public agencies.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the purchase of three 1/2 ton pickup trucks, is hereby waived.

BE IT FURTHER RESOLVED that purchase of three 1/2 ton pickup trucks through the State of California Cooperative Purchasing Program for the total price of $29,046, is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of March, 1987, by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-199

**A RESOLUTION SETTING TIME AND PLACE FOR HEARING** ON APPEAL OF THE CONCERNED NEIGHBORHOODS, NICK SCIABICA & SONS, AND THE OAKRIDGE TOWNHOUSES ASSOCIATION TO A PLANNING COMMISSION DECISION REGARDING PARK OAKS SUBDIVISION, LOCATED NORTH OF ENCINA AVENUE, WEST OF EDGEBROOK DRIVE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that April 7, 1987, at 4:00 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of an appeal of the concerned neighborhoods, Nick Sciabica & Sons, and the Oakridge Townhouses Association to a Planning Commission decision regarding Park Oaks Subdivision, located north of Encina Avenue west of Edgebrook Drive.

BE IT FURTHER RESOLVED, the Council of the City of Modesto declared its intention to open the public hearing and immediately continue it to April 28, 1987, at 7:30 p.m.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of March, 19 87, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Whiteside |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-200

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

WHEREAS, a Position Classification Plan for the City of Modesto was adopted by Modesto City Council Resolution No. 67-77 pursuant to Rule 2 of the Personnel Rules and Regulations of the City of Modesto, and

WHEREAS, the City Manager has recommended to the Council amendments to the Position Classification Plan, and

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

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

SECTION 1. CLASSIFICATION CREATED. The Position Classification Plan of the City of Modesto is hereby amended to create the following classification:

Recycling Program Coordinator

The specification for the classification created, as shown on the attached Exhibit "A" which is hereby made a part of this resolution by reference, is hereby approved and made a part of the Position Classification Plan 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 17th day of March, 1987, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

# RECYCLING PROGRAM COORDINATOR

## DEFINITION

Under direction, to evaluate, recommend and implement the recycling program in the City of Modesto; and to do other related work as required.

## EXAMPLES OF DUTIES

Develops and recommends an advertising and public relations program to encourage citizen participation in recycling programs; makes oral and written reports as directed; evaluates existing practices and procedures and develops recommendations to implement improvements in "scavenger" activities, "container" source separation, drop-off collection, unsightly containers, and multi-family collections; recommend changes and/or additions to the Modesto Municipal Code to support enforcement of recycling programs; conducts regular and special studies including the collection of data, organizing facts and assumptions, evaluation of findings, and preparing recommendations; represents management at various meetings as assigned and prepares follow-up reports; reviews and responds to citizens' requests for services; may prepare and submits grants-in-aid proposals; monitors success of submitted grants; gathers and submits required information for audits by state and/or federal agencies; may assist the Solid Waste Program Manager in the coordination of the waste-to-energy facility; may plan, supervise, and coordinate the work of subordinate personnel.

## EMPLOYMENT STANDARDS

### Experience and education:

Two (2) years of administrative or technical experience involving a recycling program or a closely related program.

and

Equivalent to graduation from an accredited four-year college or university.

and

## EMPLOYMENT STANDARDS

### Knowledge of:

Principles and practices of organization, administration, and management;
Appropriate laws, regulations, and ordinances governing recycling;
Processes of recycling waste products;
Public relations approaches in gaining compliance;
English composition, spelling, grammar, and punctuation at college-level usage;
Technical report writing styles;
Effective research methods and practices;
Basic statistics and methods of graphic presentation;
Computer capabilities and limitations is highly desirable.

and

Ability to:

Understand and follow oral and written instructions;
Gather data, separate facts and assumptions, and prepare recommendations;
Prepare statistical charts, graphs, and exhibits;
Speak effectively before small and large groups;
Perform technical report writing with a high degree of skill and clarity;
Prepare completed staff work for oral and written presentations;
Interpret laws, rules, ordinances and regulations and apply them with sound judgment;
Schedule time and work under pressure;
Work and control sensitive, confidential information and assignments;
Establish and maintain cooperative relations with those contacted during the course of work.

and

All those appointed shall complete twelve (12) month probation. Satisfactory performance and recommendation of the department head is required for regular status.

Incumbents will be required to file a Statement of Economic Interests.

Possession of an appropriate operator's license issued by the California Department of Motor Vehicles within one month after appointment.

MODESTO CITY COUNCIL
RESOLUTION NO. 87-201

A RESOLUTION AMENDING EXHIBIT "H" OF RESOLUTION NO. 86-663 ENTITLED "A RESOLUTION ESTABLISHING SALARY SCHEDULES AND FIXING COMPENSATION FOR POSITIONS IN THE CITY SERVICE."

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

SECTION 1. AMENDMENT TO RESOLUTION NO. 86-663. Exhibit "H" entitled "City of Modesto Alphabetical Listing of Classifications in City Service 1986-87", attached to Resolution No. 86-663, is hereby amended as shown on the amended Exhibit "H" entitled "City of Modesto Alphabetical Listing of Classifications in City Service 1986-87", which is attached hereto and made a part hereof as though set forth in full herein. Said amended Exhibit "H" adds the classification of Recycling Program Coordinator, Range 426.0.

SECTION 2. EFFECTIVE DATE. This resolution shall become effective on and after March 17, 1987.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of March, 1987, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

CITY OF MODESTO

ALPHABETICAL LISTING OF CLASSIFICATIONS IN CITY SERVICE

1986-87

(Effective 6-24-86, amended 8-5-86, 10-7-86, 12-9-86, 2-10-87, 3-17-87)

| Range No. | Title of Classification |
|---|---|
| 115.5 | Account Clerk |
| 422.0 | Accountant I |
| 426.0 | Accountant II |
| 119.5 | Accounting Technician |
| 123.0 | Accounts Examiner |
| 422.0 | Administrative Analyst I |
| 426.0 | Administrative Analyst II |
| 117.5 | Administrative Clerk |
| 118.5 | Administrative Clerk - Police |
| 430.0 | Airport Manager |
| 424.5 | Airport Maintenance Supervisor |
| 116.5 | Animal Control Officer I |
| 118.5 | Animal Control Officer II |
| 426.5 | Arborist |
| 633.0 | Assistant Chief of Police |
| 437.0 | Assistant City Attorney |
| 422.5 | Assistant City Clerk |
| 429.0 | Assistant Civil Engineer |
| 433.0 | Assistant Director - Community Center |
| 433.0 | Assistant Director of Parks & Recreation |
| 434.0 | Assistant Director of Utility Services |
| 122.5 | Assistant Electrician |
| 426.0 | Assistant Planner |
| 427.0 | Assistant Risk Manager |
| 426.0 | Assistant Shop Supervisor |
| 433.0 | Assistant to the City Manager |
| 432.0 | Associate Civil Engineer |
| 429.0 | Associate Planner |
| 419.5 | Benefits Technician |
| 427.0 | Budget Analyst |
| 122.0 | Building Inspector I |
| 125.0 | Building Inspector II |
| 426.5 | Building Maintenance Supervisor |
| 120.5 | Building Maintenance Worker |

| Range No. | Title of Classification |
|---|---|
| 120.5 | Cement Mason |
| 434.0 | Chief Building Official |
| 429.0 | Chief Electrician |
| N/A | Chief of Police |
| 426.5 | Chief of Survey Party |
| N/A | City Attorney |
| N/A | City Clerk and Auditor |
| N/A | City Manager |
| 117.5 | Civil Engineering Technician I |
| 120.5 | Civil Engineering Technician II |
| 123.5 | Civil Engineering Technician III |
| 126.5 | Civil Engineering Technician IV |
| 114.5 | Clerk Typist |
| 414.6 | Clerk Typist (Confidential) |
| 124.0 | Coach Mechanic |
| 419.5 | Claims Representative |
| 119.5 | Code Enforcement Specialist |
| 424.0 | Collections Supervisor |
| 426.5 | Community Center Events Coordinator |
| 426.5 | Community Center Operations Supervisor |
| 120.5 | Community Service Officer |
| 118.5 | Computer Operator |
| 125.0 | Construction Inspector |
| 123.0 | Crime Analyst |
| 115.5 | Data Entry Operator |
| 430.0 | Data Processing Manager |
| 427.0 | Deputy City Attorney I |
| 429.0 | Deputy City Attorney II |
| 420.5 | Deputy City Clerk |
| N/A | Deputy City Manager |
| 312.0 | Detective |
| N/A | Director of Engineering Services |
| N/A | Director of Finance |
| N/A | Director of Management Services |
| N/A | Director of Parking and Traffic |

## ALPHABETICAL LISTING (Continued)



| Range No. | Title of Classification |
|---|---|
| N/A | Director of Parks and Recreation |
| N/A | Director of Planning and Community Development |
| N/A | Director of Utility Services |
| N/A | Economic Development Manager |
| 426.5 | Electrical Supervisor |
| 118.5 | Electrical Technician I |
| 120.5 | Electrical Technician II |
| 124.5 | Electrician |
| 116.5 | Engineering Contracts Specialist |
| 428.0 | Engineering Systems Manager |
| 122.5 | Equipment Crew Leader |
| 122.0 | Equipment Mechanic |
| 120.5 | Equipment Operator |
| 121.5 | Equipment Operator - Backhoe |
| 119.0 | Equipment Service Worker I |
| 120.5 | Equipment Service Worker II |
| 118.5 | Evidence and Property Specialist |
| 424.0 | Executive Assistant |
| 420.5 | Executive Secretary |
| 432.0 | Finance Division Manager |
| 531.0 | Fire Battalion Chief |
| 581.0 | Fire Battalion Chief (PERS Option) |
| N/A | Fire Chief |
| 211.5 | Fire Engineer |
| 261.5 | Fire Engineer (PERS Option) |
| 123.0 | Fire Equipment Mechanic |
| 210.0 | Fire Fighter |
| 261.0 | Fire Fighter (PERS Option) |
| 208.0 | Fire Fighter Trainee |
| 213.5 | Fire Lieutenant |
| 263.5 | Fire Lieutenant (PERS Option) |
| 123.5 | Fire Prevention Technician |
| 117.5 | Graphics and Drafting Technician |
| 426.0 | Historical Buildings Supervisor |
| 122.0 | Housing Conservationist |
| 122.0 | Housing Financial Specialist |
| 432.0 | Housing Program Officer |
| 122.0 | Housing Rehabilitation Specialist I |
| 125.0 | Housing Rehabilitation Specialist II |
| 123.0 | Industrial Waste Inspector I |
| 125.0 | Industrial Waste Inspector II |
| 125.5 | Instrument Repair Technician |
| 116.5 | Janitor |
| 122.5 | Janitor Supervisor |
| 126.0 | Junior Civil Engineer |
| 122.5 | Laboratory Technician |
| 113.5 | Laborer (Hourly rate only) |
| 426.0 | Landscape Designer |
| 126.0 | Lead Coach Mechanic |
| 124.0 | Lead Equipment Mechanic |
| 122.5 | Lead Traffic Painter |
| 418.6 | Legal Secretary |
| 423.5 | Legal Services Supervisor |
| 420.5 | Legal Services Technician |
| 120.5 | Maintenance Mechanic |
| 121.0 | Maintenance Mechanic - Pumps |
| 116.5 | Maintenance Worker I |
| 118.5 | Maintenance Worker II |
| 113.5 | Maintenance Worker Trainee |
| 428.0 | Management Analyst |
| 120.5 | Meter Reader/Repair Worker |
| 120.5 | Motor Sweeper Operator |
| 424.0 | Museum Supervisor |
| 122.5 | Nursery Propagator |
| 109.5 | Office Aide |
| 112.5 | Office Clerk |
| 412.6 | Office Clerk (Confidential) |
| 422.5 | Office Services Supervisor |

| Range No. | Title of Classification |
|---|---|
| 429.0 | Parking and Traffic Superintendent |
| 120.5 | Parking Meter Worker |
| 120.5 | Parks Crew Leader |
| 720.5 | Parks Crew Leader (Y Rate) |
| 424.5 | Parks Maintenance Supervisor I |
| 426.5 | Parks Maintenance Supervisor II |
| 429.0 | Parks Superintendent |
| 422.0 | Parks and Recreation Office Supervisor |
| 421.5 | Payroll Technician |
| 426.0 | Personnel Analyst |
| 432.0 | Personnel Manager |
| 419.5 | Personnel Technician |
| 126.5 | Plan Review Engineer |
| 117.5 | Planning Technician I |
| 120.5 | Planning Technician II |
| 123.5 | Planning Technician III |
| 123.0 | Plant Mechanic |
| 425.0 | Plant Mechanical Maintenance Supervisor |
| 632.0 | Police Captain |
| 114.5 | Police Clerk |
| 630.0 | Police Lieutenant |
| 310.0 | Police Officer |
| 308.0 | Police Officer Trainee |
| 425.0 | Police Records Supervisor |
| 628.0 | Police Sergeant |
| 432.0 | Principal Planner |
| 115.5 | Printing Services Operator |
| 113.5 | Printing Services Trainee |
| 123.0 | Programmer Analyst I |
| 126.0 | Programmer Analyst II |
| 430.0 | Property Agent |
| 426.0 | Public Information Officer |
| 124.0 | Public Services Inspector |
| 427.0 | Public Services Supervisor |
| 120.5 | Public Works Line Worker |
| 424.5 | Public Works Supervisor I |
| 426.5 | Public Works Supervisor II |
| 124.0 | Purchasing Assistant |
| 430.0 | Purchasing Officer |

| Range No. | Title of Classification |
|---|---|
| 112.5 | Receptionist |
| 429.0 | Recreation Superintendent |
| 426.0 | Recreation Supervisor |
| **426.0** | **Recycling Program Coordinator** |
| 432.0 | Risk Manager |
| 433.0 | Sanitary Engineer |
| 425.0 | Secondary Treatment Site Supervisor |
| 418.6 | Secretary |
| 126.5 | Senior Building Inspector |
| 426.0 | Senior Buyer |
| 120.5 | Senior Computer Operator |
| 126.5 | Senior Construction Inspector |
| 432.0 | Senior Deputy City Attorney I |
| 435.0 | Senior Deputy City Attorney II |
| 116.5 | Senior Microfilm & Graphics Technician |
| 416.5 | Senior Personnel Clerk |
| 116.5 | Senior Police Clerk |
| 118.5 | Senior Printing Services Operator |
| 428.0 | Senior Programmer Analyst |
| 120.5 | Senior Storeskeeper |
| 123.0 | Senior Wastewater Treat. Plant Operator |
| 418.6 | Senior Word Processing Technician |
| 429.0 | Shop Supervisor |
| 424.5 | Social Services Coordinator |
| 430.0 | Solid Waste Program Manager |
| 115.5 | Stenographer Clerk |
| 415.6 | Stenographer Clerk (Confidential) |
| 118.5 | Storeskeeper |
| 429.0 | Streets Maintenance Superintendent |
| 120.5 | Street Trees Crew Leader |
| 430.0 | Supervising Accountant |
| 428.5 | Supervising Building Inspector |
| 428.5 | Supervising Construction Inspector |
| 428.0 | Supervising Housing Rehabilitation Spec't |
| 117.5 | Supply Specialist |
| **430.0** | **Systems & Procedures Accountant** |

| Range No. | Title of Classification |
|---|---|
| 432.0 | Traffic Engineer |
| 126.5 | Traffic Engineering Technician |
| 120.5 | Traffic Painter |
| 426.0 | Training Coordinator |
| 429.0 | Transit Manager |
| 427.0 | Treasury Accountant |
| 120.5 | Tree Trimmer |
| 720.5 | Tree Trimmer (Y-Rate) |
| 122.5 | Tree Trimmer Crew Leader |
| 424.5 | Warehouse Supervisor |
| 118.5 | Wastewater Treatment Plant Attendant |
| 120.5 | Wastewater Treatment Plant Operator |
| 427.0 | Wastewater Treatment Plant Supervisor |
| 432.0 | Water Quality Control Superintendent |
| 422.0 | Word Processing Supervisor |
| 415.6 | Word Processing Technician I |
| 416.6 | Word Processing Technician II |
| 425.0 | Zoning Inspector |

| Range No. | Title of Classification |
|---|---|

Totals: 14 City Manager, Department Heads
206 Other
220

MODESTO CITY COUNCIL
RESOLUTION NO. 87-202

A RESOLUTION CANCELING THE PUBLIC HEARING SCHEDULED FOR MARCH 24, 1987, AT 7:30 P.M. TO RECEIVE CITIZEN INPUT ON ELIMINATING GRASS CUTTINGS FROM GARDEN REFUSE PICKUP AND RESETTING THE PUBLIC HEARING FOR APRIL 28, 1987, AT 7:30 p.m.

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the hearing scheduled for March 24, 1987, at 7:30 p.m. to receive citizen input on eliminating grass cuttings from garden refuse pickup, is hereby canceled.

BE IT FURTHER RESOLVED that April 28, 1987, at 7:30 p.m. is hereby set as the hearing date to receive citizen input on eliminating grass cuttings from garden refuse pickup.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of March, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-203

A RESOLUTION OF INTENTION TO TERMINATE PUBLIC FACILITIES DISTRICT 2 AND THE AREA OF BENEFIT ESTABLISHED FOR SAID DISTRICT, WHICH DISTRICT WAS ESTABLISHED FOR THE PURPOSE OF ACQUIRING RIGHT OF WAY AND BUILDING A SIDEWALK AT 2405 E. ORANGEBURG AVENUE IN THE CITY OF MODESTO.

WHEREAS, on January 20, 1987 this Council adopted Resolution No. 87-52 which proposed to establish Public Facilities District 2 for the purpose of acquiring right of way and constructing curb, gutter and sidewalk at 2405 E. Orangeburg Avenue in the City of Modesto (the "project"), and

WHEREAS, on January 27, 1987 this Council adopted Resolution No. 87-82 which declared the Council intention to establish Public Facilities District 2 for said purpose, and

WHEREAS, on February 17, 1987, this Council established Public Facilities District 2 and established the area of benefit for said district, and

WHEREAS, the right of way for the project has been dedicated by the property owners and the installation of the curb, gutter and sidewalk can be accomplished more efficiently through the City's Mandatory Sidewalk Program, and

WHEREAS, this Council desires to terminate Public Facilities District 2 and the area of benefit established for said district, and

WHEREAS, Section 7-1.815 of the Modesto Municipal Code provides that this Council, on its own motion, may initiate proceedings for the termination of an area of benefit for a public facilities district by adopting a resolution stating its intention to do so,

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

SECTION 1. The Council of the City of Modesto hereby declares its intention to terminate Public Facilities District 2 and the area of benefit established for said district, which district and area of benefit was established for the purpose of acquiring right of way and constructing curb, gutter and sidewalk at 2405 E. Orangeburg Avenue in the City of Modesto.

SECTION 2. Notice is hereby given that April 7, 1987, at the hour of 4:00 p.m., in the Council Chambers, 801 11th Street, Modesto, California, is hereby fixed as the time and place for hearing all persons interested in or objecting to the termination of Public Facilities District 2 and the area of benefit established for said district.

SECTION 3. The City Clerk is hereby directed to cause to be published in full in The Modesto Bee, the official newspaper of the City of Modesto, the date, place and hour of said hearing once each week for two (2) successive weeks before the date set for said hearing and by mailing copies of the resolution of intention to the owners of the properties located within the area of benefit of Public Facilities District 2 at the addresses shown on the last equalized assessment roll, or as otherwise known to the City Clerk, or by any other means which the City Clerk finds reasonably calculated to apprise affected landowners of the hearing.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of March, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 87-204

A RESOLUTION APPROVING THE FINAL MAP OF THE WALNUT WOODS EAST SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, Grant Construction Company, Inc., is possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 26.012 acres, known as the Walnut Woods East Subdivision, and

WHEREAS, a tentative map of said tract was approved by the Modesto City Council on the 3rd day of June, 1986, and

WHEREAS, the Secretary of the Planning Commission of the City of Modesto has certified that the final map of said tract substantially conforms to the approved tentative map, and

WHEREAS, the City Engineer of the City of Modesto has certified that the final map of said Walnut Woods East Subdivision meets all of the provisions of the California Subdivision Map Act and the provisions of the Modesto Municipal Code relating to subdivisions, and that the map is technically correct.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said final map be approved; that the streets, alleys and easements as shown thereon within the boundaries of said tract be accepted on behalf of the public for public use; and that the City Clerk be authorized to certify the map of said tract on behalf of the City of Modesto after the fees and deposits required by the Modesto Municipal Code in amounts determined by the City Engineer have been paid, and subdividers have furnished securities, as set forth in Section 4-4.605 of the Modesto Municipal Code, which shall secure the obligations set forth in Section 66499.3 of the Government Code of the State

of California. Said securities shall be in forms acceptable to the City Attorney and in the amounts required by the Agreement hereinafter referred to.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of March, 1986, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 87-205

A RESOLUTION APPROVING THE FINAL MAP OF THE DUTCHOLLOW ESTATES NO. 2 SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, Zagaris Management Services, _____ is/are possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 3.991 acres, known as the Dutchollow Estates No. 2 Subdivision, and

WHEREAS, a tentative map of said tract was approved by the City Planning Commission on the 17th day of March, 19 86, and

WHEREAS, the Secretary of the Planning Commission of the City of Modesto has certified that the final map of said tract substantially conforms to the approved tentative map, and

WHEREAS, the City Engineer of the City of Modesto has certified that the final map of said Dutchollow Estates No. 2 Subdivision meets all of the provisions of the California Subdivision Map Act and the provisions of the Modesto Municipal Code relating to subdivisions, and that the map is technically correct, and

WHEREAS, all public improvements required by the City of Modesto have been completed in said tract,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said final map be approved; that the improvements completed in said tract be accepted; that the streets, alleys and easements as shown thereon within the boundaries of said tract be accepted on behalf of the public for public use; and that the City Clerk be authorized to certify the map of said tract on behalf of the City of Modesto after the fees and deposits required by the Modesto Municipal

Code in amounts determined by the City Engineer have been paid.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of March, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 87-206

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND** EMPIRE UNION SCHOOL DISTRICT FOR REIMBURSEMENT OF COSTS TO EXTEND A LARGER AND DEEPER SEWER THAN NEEDED FOR THE SCHOOL

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Empire Union School District for reimbursement of costs to extend a larger and deeper sewer than needed for the school

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of March, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-207

A RESOLUTION APPROVING THE REQUEST OF FISHER GRAPHIC INDUSTRIES FOR REFUND OF $13,910 FOR OVERPAYMENT OF BUSINESS LICENSE TAX

BE IT RESOLVED by the Council of the City of Modesto that the request of Fisher Graphic Industries for refund of $13,910 for overpayment of Business License Tax is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of March, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-208

A RESOLUTION ESTABLISHING CHARGES AND FEES FOR ACTIVITIES AND SERVICES AT THE MODESTO CITY-COUNTY AIRPORT/HARRY SHAM FIELD, AND SUPERSEDING RESOLUTION NO. 86-1361.

WHEREAS, Section 7-3.401 of the Modesto Municipal Code authorizes the Council, by resolution, to establish charges and fees for activities and services at the Modesto City-County Airport/Harry Sham Field,

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

SECTION 1. HANGARS. Rental charges for the rental of hangars at the Modesto City-County Airport/Harry Sham Field are hereby established as follows, payable in advance:

(a) T-Hangars:

Hangar No. A . . . . . $73.00 per unit per month.

End Units . . . . . $87.00 per unit per month.

Hangar No. B . . . . . $91.00 per unit per month.

End Units . . . . . $110.00 per unit per month.

Hangar No. C . . . . . $94.00 per unit per month.

End Units . . . . . $114.00 per unit per month.

Hangar No. D . . . . . $85.00 per unit per month.

End Units . . . . . $100.00 per unit per month.

Hangar No. E . . . . . $125.00 per unit per month.

End Units . . . . . $146.00 per unit per month.

Hangar No. F . . . . . $125.00 per unit per month.

End Units . . . . . $146.00 per unit per month.

Hangar No. G . . . . . $125.00 per unit per month.

Hangar No. H . . . . . $125.00 per unit per month.

Hangar No. J . . . . . $125.00 per unit per month.

A five percent (5%) discount will be made in any of the above rental charges when a year's lease is entered into and the year's rental charges are paid in advance.

(b) Storage Hangars:

| | | |
|---|---|---|
| Hangar No. 1 . . . . | $1,350.00 | per month ($.09 per square foot per month) plus office space at $.24 per square foot per month |
| Hangar No. 2 . . . . | $ 540.00 | per month ($.09 per square foot per month) plus office space at $.24 per square foot per month |
| Hangar No. 3 . . . . | $ 360.00 | per month ($.10 per square foot per month) plus office space at $.24 per square foot per month |
| Hangar No. 4 . . . . | $ 480.00 | per month ($.10 per square foot per month) plus office space at $.24 per square foot per month |
| Hangar No. 5 . . . . | $ 600.00 | per month ($.10 per square foot per month) plus office space at $.24 per square foot per month |
| Hangar No. 6 . . . . | $ 360.00 | per month ($.10 per square foot per month) plus office space at $.24 per square foot per month |

SECTION 2. TIE-DOWN FEES. Tie-down charges and fees at the Modesto City-County Airport/Harry Sham Field are hereby established as follows, payable in advance:

(a) Tail-in Tie-Down - Permanent, light single and multi-engine (under 12,500 lbs) $29.00 per month.

(b) Taxi-in Tie-Down - Permanent, light single and multi-engine aircraft (under 12,500 lbs) $58.00 per month.

(c) Taxi-in Tie-Down - Permanent, large multi-engine (over 12,500 lbs) $.02 per square foot per month.

(d) Taxi-in Tie-Down - Transient, light single-engine aircraft (under 12,500 lbs) $2.00 per day.

(e) Taxi-in Tie-Down - Transient, light multi-engine aircraft (under 12,500 lbs) $4.00 per day.

(f) Taxi-in Tie-Down - Transient, large multi-engine aircraft (over 12,500 lbs) $6.00 per day.

(g) Taxi-in Tie-Down - Transient, large four-engine aircraft (over 12,500 lbs) $8.00 per day.

A five (5%) percent discount will be made in the rental charges set forth in subparagraphs (a), (b), and (c), above when a year's lease is entered into and the year's rental charges are paid in advance.

A volume discount may be given to Fixed Base Operators (FBO's) that operate flight schools for light single and multi-engine aircraft (under 12,500 pounds) for tie-down spaces as set forth in subsections (a) and (b) above. For every two tail-in tie-down spaces the FBO agrees to lease, one taxi-in tie-down may be leased for the same price as a tail-in tie-down.

Overnight tie-downs of aircraft belonging to or in the custody or possession of a lessee at the Modesto City-County Airport/Harry Sham Field shall be subject to the normal tie-down charge as specified by this section.

SECTION 3. OFFICE SPACE. The charge for office space at the Modesto City-County Airport/Harry Sham Field is hereby established as follows:

(a) Office Building No. 1 . . . . . $513.00 per month.

(b) Office Building No. 2,
Suite A . . . . . $248.00 per month.

(c) Office Building No. 2,
Suite B . . . . . $153.00 per month.

(d) Hangar Office Space . . . . . $.24 per square foot per month

SECTION 4. NONSCHEDULED TRANSIENT AIRCRAFT CARRYING PASSENGERS AND/OR CARGO FOR HIRE. Aircraft landing at the Modesto City-County Airport/Harry Sham Field shall pay a landing fee as follows:

(a) All light single and multi-engine aircraft, $10.00 per landing.

(b) All large single and multi-engine aircraft, $.60 per 1,000 pounds gross weight, but not less than $10.00 per landing.

(c) All transient aircraft owned and operated by individuals, companies and corporations carrying their own products shall not be charged for the first two (2) trips per calendar month; all other trips for the same calendar month shall be charged for at the same rates applied to non-scheduled aircraft carrying cargo for hire.

(d) No landing fee shall be charged for any aircraft which lands at the airport due to any mechanical or other emergency, except weather, provided that such emergency is reported to the Airport Control Tower prior to landing.

SECTION 5. PERMANENTLY BASED COMMERCIAL SERVICES. Any person engaging in a commercial enterprise permanently based at the Modesto City-County Airport/Harry Sham Field shall pay to the City a fee equivalent to the City Business License Fees set forth in Chapter I of Title VI of the Modesto Municipal Code, except that a maximum fee of $100 will be paid for each aircraft sold, for the privilege of engaging in business in the City of

Modesto and on the Airport. Said sum shall be payable at the time and in the manner provided for in Chapter I of Title VI of the Modesto Municipal Code.

SECTION 6. FUEL FLOWAGE FEES. A fuel flowage fee of seven cents ($.07) per gallon of fuel sold or dispensed on the Airport, increasing to eight cents ($.08) on January 1, 1988, shall be collected for the City of Modesto by the fuel vendors, except that reduced fuel flowage fees collected from scheduled air carriers can be negotiated for volume purchases.

SECTION 7. TEMPORARILY BASED COMMERCIAL SERVICES. Any person engaging in a commercial enterprise, temporarily based at the Modesto City-County Airport/Harry Sham Field, shall pay to the City a license fee in the sum of Two Hundred and no/100ths ($200.00) Dollars, payable in advance.

Each such operator shall also pay to the City an additional sum of Ninety and no/100ths ($90.00) Dollars per month, or any portion thereof, payable in advance, for the privilege of using the Airport and its facilities.

SECTION 8. MOTOR VEHICLE STORAGE CHARGES. Any person who parks a motor vehicle at the Modesto City-County Airport/Harry Sham Field for longer than thirty (30) days at a time shall pay to the City a parking fee of Twenty-five and no/100ths ($25.00) Dollars per month, payable in advance.

SECTION 9. PENALTIES. A five (5%) percent penalty charge shall be made on any of the charges and fees established by this resolution when such charges and fees are not paid within thirty (30) days after they are due and payable.

SECTION 10. EFFECTIVE DATE. This resolution shall go into effect and be in full force and operation on January 1, 1987.

SECTION 11. SUPERSEDE: This resolution supersedes Resolution No. 86-1361 adopted by the City Council on December 16, 1986.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of March, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 87-209

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND DENNIS CASEY FOR THE LEASE OF A HOUSE LOCATED AT 1813 W. HATCH ROAD

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Dennis Casey for the lease of a house located at 1813 W. Hatch Road which was purchased for the Tuolumne River Regional Park

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of March, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-210

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND WINGS WEST AIRLINES, INC. DBA AMERICAN EAGLE, FOR THEIR OPERATION AT THE AIRPORT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Wings West Airlines, Inc., dba American Eagle, for their operation at the Airport

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of March, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-211

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND** DONALD H. AND MARGARET D. SCOTT FOR THE LEASE OF THE FORMER EULA SCOTT AND HUBERT SCOTT PROPERTIES LOCATED IN DRY CREEK PARK

**BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and** Donald H. and Margaret D. Scott for the lease of the former Eula Scott and Hubert Scott properties located in Dry Creek Park

**be, and it is hereby approved.**

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

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 17th **day of** March, **19**87, **by Councilmember** Lang, **who moved its adoption, which motion being duly seconded by Councilmember** Patterson, **was upon roll call carried and the resolution adopted by the following vote:**

| | | |
|---|---|---|
| **AYES:** | **Councilmembers:** | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| **NOES:** | **Councilmembers:** | None |
| **ABSENT:** | **Councilmembers:** | None |

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-212

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND** MODESTO EXECUTIVE AIR CHARTER, INC., DBA SKY TREK AVIATION, FOR THE LEASE OF OFFICE BUILDING NO. 1, HANGER NO. 5 AND A TIE-DOWN AREA

**BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and** Modesto Executive Air Charter, Inc., dba Sky Trek Aviation, for the lease of Office Building No. 1, Hangar No. 5 and a tie-down area

**be, and it is hereby approved.**

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

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 17th **day of** March, 19 87, **by Councilmember** Lang, **who moved its adoption, which motion being duly seconded by Councilmember** Patterson, **was upon roll call carried and the resolution adopted by the following vote:**

| | | |
|---|---|---|
| **AYES:** | **Councilmembers:** | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| **NOES:** | **Councilmembers:** | None |
| **ABSENT:** | **Councilmembers:** | None |

**ATTEST:** Norraine Coyle
**NORRAINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-213

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND TODD BEALL AND ERIC SMITH FOR THE LEASE OF CITY OWNED HOUSE AT 2945 LINCOLN AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Todd Beall and Eric Smith for the lease of City owned house at 2945 Lincoln Avenue

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of March, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-214

A RESOLUTION APPROVING TERMINATION OF AGREEMENT BETWEEN THE CITY OF MODESTO AND ANTHONY D. AND SUSAN B. VERHAART FOR THE LEASE OF CITY OWNED HOUSE AT 2945 LINCOLN AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the termination of agreement between the City of Modesto and Anthony D. and Susan B. Verhaart for the lease of City owned house at 2945 Lincoln Avenue

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of March, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-215

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND JERICON INDUSTRIES, INC. FOR THE LEASE OF OFFICE BUILDING NO. 2, HANGARS 1 AND 2, FUEL ISLAND NO. 2, AND A TIE-DOWN SITE AREA

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Jericon Industries, Inc., for the lease of Office Building No. 2, Hangars 1 and 2, fuel island No. 2, and a tie-down site area

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of March, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-216

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

WHEREAS, a Position Classification Plan for the City of Modesto was adopted by Modesto City Council Resolution No. 67-77 pursuant to Rule 2 of the Personnel Rules and Regulations of the City of Modesto, and

WHEREAS, the City Manager has recommended to the Council amendments to the Position Classification Plan, and

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

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

SECTION 1. CLASSIFICATIONS CREATED. The Position Classification Plan of the City of Modesto is hereby amended to create the following classifications:

Cement Mason

Community Center Operations Supervisor

The specifications for the classifications created, as shown on the attached Exhibits "A" and "B" which are hereby made a part of this resolution by reference, are hereby approved and made a part of the Position Classification Plan of the City of Modesto.

SECTION 2. CLASSIFICATION ABOLISHED. The Position Classification Plan of the City of Modesto is hereby amended to abolish the following classification:

Community Center Maintenance Supervisor

SECTION 3. CLASSIFICATIONS AMENDED. The Position Classification Plan of the City of Modesto is hereby amended to amend the following classifications:

Arborist

Park Maintenance Supervisor I

Park Maintenance Supervisor II

Parks Superintendent

The specifications for the classifications amended as shown on the attached Exhibits "C", "D", "E" and "F" which are hereby made a part of this resolution by reference, are hereby approved and made a part of the Position Classification Plan of the City of Modesto.

SECTION 4. EFFECTIVE DATE. This resolution shall become effective on and after March 17, 1987.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of March, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

# CEMENT MASON

## DEFINITION:

Under general supervision, to maintain cement curbs, gutters and sidewalks; to operate moderately heavy power-driven public works construction and maintenance equipment; and to do other related work as required.

## DISTINGUISHING CHARACTERISTICS:

Positions classified as Cement Mason are those where cement work is the primary assignment. The class differs from Equipment Operator or Maintenance Worker II where cement work is only a portion of a variety of maintenance tasks. When not performing cement work duties, incumbents in this class are expected to participate in the work of the crew to which they are assigned. This will involve the performance of duties often assigned to an Equipment Operator or to a Maintenance Worker.

## EXAMPLES OF DUTIES:

Breaks out and repairs sidewalks, curbs, and gutters; removes tree roots and other obstructions from areas to be repaired; prepares subgrade; assembles and places concrete forms; installs expansion joints and dowell bars; mixes and pours concrete; participates in finishing cement using trowels, edgers, brushes, jointers, and other tools; repairs and installs traffic abutments; repairs bridge railings; installs catch basins; places barricades and warning lights; removes broken concrete, excess dirt and does backfill; operates a variety of diesel or gasoline-powered equipment including dump trucks, 4-wheel drive scoop loaders, and other moderately heavy equipment; performs equipment operation duties in the maintenance or construction of City public works; cleans and makes minor repairs to equipment; performs heavy semiskilled and skilled construction and maintenance work when the nature of the job does not require constant equipment operation.

## EMPLOYMENT STANDARDS:

### Experience:

Option I: Two (2) years in the class of Maintenance Worker I or one (1) year in the class of Maintenance Worker II for the City of Modesto.

or

Option II: Three (3) years of experience in construction and/or maintenance work, including cement and concrete maintenance work.

and

EXHIBIT A

EMPLOYMENT STANDARDS (Cont.):

Knowledges:

Common tools used in cement work;
Materials, methods, and terminology used in cement work;
Operation and maintenance of power-driven equipment, including trucks, scoop loaders, and related equipment;
Methods, practices and materials used in street and grounds construction and maintenance;
Safe work practices.

and

Abilities:

Understand and carry out oral and written directions;
Perform heavy manual labor;
Operate assigned equipment with skill and safety;
Perform semiskilled and skilled maintenance and construction work;
Work with a small group or alone and without continuous supervision;
Read and write at the level required for successful job performance;
Maintain cooperative working relationships with those contacted during the course of work, including co-workers, supervisors and the general public.

and

Possession of a valid Class 2 California drivers' license.

# COMMUNITY CENTER OPERATIONS SUPERVISOR

## DEFINITION:

Under general direction, assigns, supervises, and participates in the physical operations, maintenance and repair of the Modesto Centre Plaza (MCP) facilities; administers service contracts including janitorial, landscaping, heating and air conditioning; supervises full-time and temporary employees on building maintenance and set-up crews; accepts responsibility for events set-up, production, and teardown; and does other related work as required.

## EXAMPLES OF DUTIES:

Administers service contracts and supervises personnel in the efficient maintenance of the MCP buildings, grounds and related structures; supervises full-time and temporary employees in the set-up, function, and teardown of equipment for events; responsible for event production needs, including in-house equipment and outside rentals; instructs and trains assigned personnel in the performance of their tasks and duties; inspects total facility to locate and determine the extent of repair or maintenance work to be performed; supervises and estimates labor and material costs for work to be performed; writes specifications; arranges for estimates and bid proposals; inspects work done by contractors; inspects and maintains sound and lighting equipment; supervises and coordinates contract services for landscape and custodial work; insures the proper use and care of tools, materials, and safety equipment; assures adherence to safety, cleanliness, fire prevention rules and standards; keeps records and accounts for materials, equipment, and supplies used; holds safety information meetings; insures that work performed by assigned staff is in conformance with work standards

## EMPLOYMENT STANDARDS:

Experience and education:

Option I: Equivalent to a Bachelors degree in facility management, recreation, business administration, or a related field plus one (1) or more years experience in facility maintenance, with experience in event production and/or theatrical sound and lighting and/or banquet and meeting services.

or

Option II: Four (4) years experience in one of the event related areas described in Option I, including at least one (1) year in a supervisory capacity plus high school graduation or equivalent certification.

and

EXHIBIT B

Meeting the following knowledges, skills and abilities:

Knowledge of:

Event set-up, production, and teardown requirements;
Standard event set-up patterns;
Principles of maintaining plazas, buildings, conference facilities and related structures;
Principles of supervision, training, work coordination and planning;
Safe principles and practices and related State and Federal laws and regulations.

and

Ability to:

Work with Modesto Centre Plaza users as principal production contact;
Project service and hospitality while applying and enforcing complex rules, regulations and practices;
Assign, supervise and plan the work of personnel assigned to MCP;
Provide training to assigned MCP personnel;
Evaluate maintenance policies and objectives;
Make estimates of cost and time for all aspects of maintenance, repair, and construction work;
Prepare rough sketches of maintenance and repair jobs;
Diagnose malfunctions and determine effective courses of action for correcting them;
Operate a forklift skillfully;
Perform heavy manual labor, meaning lifting, carrying fifty (50) to one hundred (100) pounds of weight;
Think and act quickly in emergency situations;
Adapt to changing safety requirements;
Adapt available tools, supplies, and equipment to particular community center maintenance problems;
Develop, implement, and enforce fire and safety regulations and procedures;
Communicate effectively orally and in writing;
Keep records and prepare routing and special reports;
Understand and carry out oral and written instructions;
Establish and maintain cooperative work relationships with those contacted during the course of work.

and

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

Incumbents will be required to file a Statement of Economic Interests.

This is a management postion. Incumbents will be expected to work whatever time is required, including evenings and on weekends, to assure the successful accomplishment of the organizational goals and objectives.

Those appointed shall serve a twelve (12) month probation. Satisfactory performance and recommendation of the department head is required for regular status.

# Arborist

## Definition

Under direction, to assist in the management of an integrated pest management and disease control program; to perform inspection of trees and research in tree insect/disease control; and to participate in the administration of related tree services activities.

## Distinguishing Characteristics

An employee in this classification serves as a specialist in the area of tree insect/disease control. The position will have special emphasis on technical assignments in tree preservation and protection and supervising personnel involved in preservation practice.

## Examples of Duties

Plans, organizes and supervises the operational phase of the street and park trees integrated insect/disease control program; assists in identification of tree insects/diseases and selection of appropriate treatment methods; inspects street and park trees to determine required maintenance; requisitions and maintains records of materials, supplies and equipment; conducts and maintains current street tree inventory; responds frequently to "citizens" inquiries, requests, and complaints relative to street and park tree program; prepares written reports on investigations.

## Employment Standards

Experience:

One (1) year full-time experience involving tree insect/disease control.

and

Education:

Equivalent to graduation from an accredited university or college with a major in arboriculture, entomology, plant pathology, horticulture or urban forestry. Those appointed will be expected to have course work completed in at least three of the five subject areas listed above.

and

EXHIBIT C

EMPLOYMENT STANDARDS (Cont.)

Knowledge of:

Chemical and biological measures used in tree insect/disease control work;
Soils and fertilizers;
Dendrology and plant physiology;
Standard practices, equipment and tools used in tree maintenance work;
Safety codes applied to tree work by E.P.A. and O.S.H.A.;
Methods of biological research.

and

Ability to:

Provide technical advice and assistance on problems relating to street and park trees preservation and protection;
Plan and supervise the work of a small crew;
Maintain records and prepare reports;
Establish and maintain effective working relationships with employees, other agency personnel and the general public.

and

Special Requirements

Possession of a valid California Certified Pesticide Applicator's License issued by the State Department of Food and Agriculture within six months after appointment.

Possession of a valid Class 3 Driver's license issued by the California Department of Motor Vehicles within one month of appointment.

Incumbents will be required to file a Statement of Economic Interests.

# PARKS MAINTENANCE SUPERVISOR I

## DEFINITION

Under direction, to assign, supervise, and participate in the operation, maintenance, and improvement of City parks, golf courses, and street tree maintenance; and to do related work as required.

## DISTINGUISHING CHARACTERISTICS

Incumbents in positions allocated to the class of Parks Maintenance Supervisor I are responsible for supervision and coordination of the work of one or more crews of employees performing street tree maintenance, park, and golf course maintenance work, including maintenance and repair work on park, street tree, and golf course buildings and equipment.

## EXAMPLES OF DUTIES

Supervises park, street tree, and golf course personnel in the efficient maintenance of park buildings, grounds, and related equipment; instructs and trains subordinate personnel in the performance of their duties; inspects parks, street trees, and golf courses to locate and determine the extent of repair or maintenance work required; supervises, instructs and performs needed plumbing and carpentry repair and maintenance work on assigned parks and grounds areas and related structures; assists in estimating labor and material costs for work to be performed; assists in preparing and scheduling work assignments; supervises and assists personnel in the mixing and application of fungicides, herbicides, pesticides, and fertilizers; supervises the proper trimming of trees; keeps records and accounts for materials, equipment, and supplies used; answers inquiries from the general public concerning the City's park facilities; performs all phases of park maintenance and equipment operation.

## EMPLOYMENT STANDARDS

Experience:

Two (2) years as a crew leader in golf, parks or trees maintenance with with the City of Modesto,

or

Four (4) years of increasingly responsible experience in golf, parks or trees maintenance work, with some experience as a crew or leadworker.

and

EXHIBIT D

EMPLOYMENT STANDARDS (Cont.)

Knowledge of:

Tools, work materials, equipment, and procedures used in park maintenance work;
Operation and maintenance of parks maintenance equipment;
Tools, techniques, procedures, and principles of tree trimming work;
Use and aplications of herbicides, fungicides, and pesticides;
Principles of propagating and maintaining trees, shrubs and turf;
Principles of supervision, training, work coordination, and planning;
Safe work practices.

and

Ability to:

Assign, supervise and plan the work of personnel assigned to park, street tree, and golf course maintenance;
Adapt available tools, supplies, and equipment to particular park, street tree, and golf maintenance problems;
Provide training to park maintenance personnel;
Keep records and prepare reports;
Understand and carry out oral and written instructions;
Establish and maintain cooperative working relationships with those contacted during the course of work.

and

SPECIAL REQUIREMENTS

Possession of a valid California Certified Pesticide Applicator's License issued by the State Department of Food and Agriculture within six months after appointment.

Possession of a valid Class 3 Driver's license issued by the California Department of Motor Vehicles.

Incumbents will be required to file a Statement of Economic Interests.

# PARKS MAINTENANCE SUPERVISOR II

## DEFINITION

Under direction, to plan, organize, and direct the work of Parks Maintenance Supervisors I and park crews engaged in the operation, maintenance, and improvement of City parks, trees, and golf courses; and to do related work as required.

## DISTINGUISHING CHARACTERISTICS

Incumbents in positions allocated to the class of Parks Maintenance Supervisor II plan, direct, and coordinate the work of one or more Parks Maintenance Supervisors I and their crews.

## EXAMPLES OF DUTIES

Plans, organizes, and directs the work of subordinate supervisors and crews engaged in trimming, planting, irrigating, cultivating, and maintaining trees, shrubs, flowers, and turfs; supervises the planting, weeding, and maintaining of trees and turfs; plans the layout and installation of sprinkler systems; supervises and instructs personnel in the mixing and application of fungicides, herbicides, pesticides and fertilizers; supervises the maintenance of equipment; inspects parks, grounds, golf areas, and landscaped areas to determine the extent of maintenance or upkeep required; prepares and submits reports on work projects; estimates labor and material costs for work to be performed; keeps records and accounts for materials, equipment, and supplies used; prepares work schedules; answers inquiries from the general public concerning the City's park facilities; assists in preparing annual budget estimates; may perform all phases of park maintenance and equipment operation.

## EMPLOYMENT STANDARDS

Experience:

One (1) year of experience performing supervisory duties comparable to those of a Parks Maintenance Supervisor I in the City of Modesto.

and

Knowledge of:

Principles of supervision, training, work coordination, planning, and budgeting;
Safe work practices;
Tools, materials, equipment, and procedures used in park maintenance work;
Operation and maintenance of parks maintenance equipment;
Tools, techniques, procedures, and principles of tree trimming work;
Use and applications of herbicides, fungicides, and pesticides;
Principles of propagating and maintaining trees, shrubs, flowers, and turf.

and

Ability to:

Assign, supervise, and plan the work of personnel assigned to park and landscaped maintenance;
Assist in preparing budget estimates;
Adapt available tools, supplies, and equipment to particular park and landscape maintenance problems;
Provide training to park maintenance personnel;
Estimate time, materials, and equipment needed to perform park and landscape maintenance work;
Keep records and prepare reports;
Read and write at the level required for successful job performance;
Establish and maintain cooperative working relationships with those contacted during the course of work.

and

SPECIAL REQUIREMENTS

Possession of a valid California Certified Pesticide Applicator's License issued by the State Department of Food and Agriculture within six months after appointment.

Possession of a valid Class 3 Driver's license issued by the California Department of Motor Vehicles.

Incumbents will be required to file a Statement of Economic Interests.

# PARKS SUPERINTENDENT

## DEFINITION

Under general direction, to plan, organize, and supervise parks and tree programs; to assist the Assistant Director of Parks and Recreation in the development of operating and capital budgets; and to do related work as required.

## EXAMPLES OF DUTIES

Plan, organize, delegate, and supervise the assigned parks, park facilities, and tree programs; do research on problems related to the assigned programs, analyze alternatives, and submits recommended solutions and action plans to the Assistant Director; do research on future needs of the assigned programs and needs of the community and submits recommendations as to manpower and equipment needs to be included in future operating and/or capital improvements budgets; prepares the operating budget and includes the capital outlay needs for assigned programs; monitors and and controls expenditures for the assigned programs; recommends appointment of, gives direction to, and evaluates performance of assigned subordinate personnel; develops and monitors management development and training of assigned personnel; reviews and prepares recommendations responding to citizens' complaints, suggestions and requests; meets with individuals, organized community groups and committees in promotion and organization of programs and facilities; may be assigned to represent the Parks and Recreation Department in public relations activities.

## EMPLOYMENT STANDARDS

Experience:

Four years of increasingly responsible parks and/or ornamental trees experience, including at least two years supervisory experience comparable to a Parks Maintenance Supervisor I with the City of Modesto.

(Substitution for one year of the required non-supervisory experience may be granted for a Landscape Architect's Certificate or a Master's degress in an appropriate field.)

and

Education:

Equivalent to graduation from an accredited university or college with upper division course work in landscape architecture, horticulture, urban forestry, arboriculture, parks management, or a closely related field.

and

Knowledge of:

Principles of supervision and training;
Principles of budget preparation and expenditure control;
Objectives, methods and techniques of planning parks and trees programs;
Principles of public personnel administration, including employer-employee relations, recruitment and selection;
Statistical methods and methods of graphic presentation;
Completed staff work in oral and written presentations.

and

Ability to:

Plan, organize, and supervise all assigned phases of the City of Modesto Parks and Trees programs;
Assist with the preparation of operating and capital improvement budgets and the control of expenditures;

Research and resolve citizen complaints and respond to expressed parks and trees complaints, suggestions and requests;
Analyze and interpret factual data;
Prepare completed staff work for oral and written presentations;
Speak and write effectively;
Establish and maintain cooperative relationships with the public, public officials, employees, and others contacted during the course of work.

and

Possession of a valid Class 3 Driver's License issued by the California Department of Motor Vehicles within one month after appointment.

**Possession of a valid California Certified Pesticide Applicator's License issued by the State Department of Food and Agriculture is a desirable but not a mandatory requirement.**

Incumbents will be required to file a Statement of Economic Interest.

All those appointed shall complete a twelve (12) month probation. Satisfactory performance and recommendation of the department head is required for regular status.

MODESTO CITY COUNCIL
RESOLUTION NO. 87-217

A RESOLUTION AMENDING EXHIBIT "H" OF RESOLUTION NO. 86-663 ENTITLED "A RESOLUTION ESTABLISHING SALARY SCHEDULES AND FIXING COMPENSATION FOR POSITIONS IN THE CITY SERVICE."

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

SECTION 1. AMENDMENT TO RESOLUTION NO. 86-663. Exhibit "H" entitled "City of Modesto Alphabetical Listing of Classifications in City Service 1986-87", attached to Resolution No. 86-663, is hereby amended as shown on the amended Exhibit "H" entitled "City of Modesto Alphabetical Listing of Classifications in City Service 1986-87", which is attached hereto and made a part hereof as though set forth in full herein. Said amended Exhibit "H" adds the classifications of Cement Mason, Range 120.5, and Community Center Operations Supervisor, Range 426.5; deletes the classification of Community Center Maintenance Supervisor, Range 426.5; and amends the classification of Systems and Procedures Accountant, Range 427.0 to Range 430.0.

SECTION 2. EFFECTIVE DATE. This resolution shall become effective on and after March 17, 1987.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of March, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

CITY OF MODESTO

ALPHABETICAL LISTING OF CLASSIFICATIONS IN CITY SERVICE

1986-87

(Effective 6-24-86, amended 8-5-86, 10-7-86, 12-9-86, 2-10-87, 3-17-87)

| Range No. | Title of Classification |
|---|---|
| 115.5 | Account Clerk |
| 422.0 | Accountant I |
| 426.0 | Accountant II |
| 119.5 | Accounting Technician |
| 123.0 | Accounts Examiner |
| 422.0 | Administrative Analyst I |
| 426.0 | Administrative Analyst II |
| 117.5 | Administrative Clerk |
| 118.5 | Administrative Clerk - Police |
| 430.0 | Airport Manager |
| 424.5 | Airport Maintenance Supervisor |
| 116.5 | Animal Control Officer I |
| 118.5 | Animal Control Officer II |
| 426.5 | Arborist |
| 633.0 | Assistant Chief of Police |
| 437.0 | Assistant City Attorney |
| 422.5 | Assistant City Clerk |
| 429.0 | Assistant Civil Engineer |
| 433.0 | Assistant Director - Community Center |
| 433.0 | Assistant Director of Parks & Recreation |
| 434.0 | Assistant Director of Utility Services |
| 122.5 | Assistant Electrician |
| 426.0 | Assistant Planner |
| 427.0 | Assistant Risk Manager |
| 426.0 | Assistant Shop Supervisor |
| 433.0 | Assistant to the City Manager |
| 432.0 | Associate Civil Engineer |
| 429.0 | Associate Planner |
| 419.5 | Benefits Technician |
| 427.0 | Budget Analyst |
| 122.0 | Building Inspector I |
| 125.0 | Building Inspector II |
| 426.5 | Building Maintenance Supervisor |
| 120.5 | Building Maintenance Worker |

| Range No. | Title of Classification |
|---|---|
| 120.5 | Cement Mason |
| 434.0 | Chief Building Official |
| 429.0 | Chief Electrician |
| N/A | Chief of Police |
| 426.5 | Chief of Survey Party |
| N/A | City Attorney |
| N/A | City Clerk and Auditor |
| N/A | City Manager |
| 117.5 | Civil Engineering Technician I |
| 120.5 | Civil Engineering Technician II |
| 123.5 | Civil Engineering Technician III |
| 126.5 | Civil Engineering Technician IV |
| 114.5 | Clerk Typist |
| 414.6 | Clerk Typist (Confidential) |
| 124.0 | Coach Mechanic |
| 419.5 | Claims Representative |
| 119.5 | Code Enforcement Specialist |
| 424.0 | Collections Supervisor |
| 426.5 | Community Center Events Coordinator |
| 426.5 | Community Center Operations Supervisor |
| 120.5 | Community Service Officer |
| 118.5 | Computer Operator |
| 125.0 | Construction Inspector |
| 123.0 | Crime Analyst |
| 115.5 | Data Entry Operator |
| 430.0 | Data Processing Manager |
| 427.0 | Deputy City Attorney I |
| 429.0 | Deputy City Attorney II |
| 420.5 | Deputy City Clerk |
| N/A | Deputy City Manager |
| 312.0 | Detective |
| N/A | Director of Engineering Services |
| N/A | Director of Finance |
| N/A | Director of Management Services |
| N/A | Director of Parking and Traffic |

EXHIBIT "H"

| Range No. | Title of Classification |
|---|---|
| N/A | Director of Parks and Recreation |
| N/A | Director of Planning and Community Development |
| N/A | Director of Utility Services |
| N/A | Economic Development Manager |
| 426.5 | Electrical Supervisor |
| 118.5 | Electrical Technician I |
| 120.5 | Electrical Technician II |
| 124.5 | Electrician |
| 116.5 | Engineering Contracts Specialist |
| 428.0 | Engineering Systems Manager |
| 122.5 | Equipment Crew Leader |
| 122.0 | Equipment Mechanic |
| 120.5 | Equipment Operator |
| 121.5 | Equipment Operator - Backhoe |
| 119.0 | Equipment Service Worker I |
| 120.5 | Equipment Service Worker II |
| 118.5 | Evidence and Property Specialist |
| 424.0 | Executive Assistant |
| 420.5 | Executive Secretary |
| 432.0 | Finance Division Manager |
| 531.0 | Fire Battalion Chief |
| 581.0 | Fire Battalion Chief (PERS Option) |
| N/A | Fire Chief |
| 211.5 | Fire Engineer |
| 261.5 | Fire Engineer (PERS Option) |
| 123.0 | Fire Equipment Mechanic |
| 210.0 | Fire Fighter |
| 261.0 | Fire Fighter (PERS Option) |
| 208.0 | Fire Fighter Trainee |
| 213.5 | Fire Lieutenant |
| 263.5 | Fire Lieutenant (PERS Option) |
| 123.5 | Fire Prevention Technician |
| 117.5 | Graphics and Drafting Technician |
| 426.0 | Historical Buildings Supervisor |
| 122.0 | Housing Conservationist |

| Range No. | Title of Classification |
|---|---|
| 122.0 | Housing Financial Specialist |
| 432.0 | Housing Program Officer |
| 122.0 | Housing Rehabilitation Specialist I |
| 125.0 | Housing Rehabilitation Specialist II |
| 123.0 | Industrial Waste Inspector I |
| 125.0 | Industrial Waste Inspector II |
| 125.5 | Instrument Repair Technician |
| 116.5 | Janitor |
| 122.5 | Janitor Supervisor |
| 126.0 | Junior Civil Engineer |
| 122.5 | Laboratory Technician |
| 113.5 | Laborer (Hourly rate only) |
| 426.0 | Landscape Designer |
| 126.0 | Lead Coach Mechanic |
| 124.0 | Lead Equipment Mechanic |
| 122.5 | Lead Traffic Painter |
| 418.6 | Legal Secretary |
| 423.5 | Legal Services Supervisor |
| 420.5 | Legal Services Technician |
| 120.5 | Maintenance Mechanic |
| 121.0 | Maintenance Mechanic - Pumps |
| 116.5 | Maintenance Worker I |
| 118.5 | Maintenance Worker II |
| 113.5 | Maintenance Worker Trainee |
| 428.0 | Management Analyst |
| 120.5 | Meter Reader/Repair Worker |
| 120.5 | Motor Sweeper Operator |
| 424.0 | Museum Supervisor |
| 122.5 | Nursery Propagator |
| 109.5 | Office Aide |
| 112.5 | Office Clerk |
| 412.6 | Office Clerk (Confidential) |
| 422.5 | Office Services Supervisor |

| Range No. | Title of Classification |
|---|---|
| 429.0 | Parking and Traffic Superintendent |
| 120.5 | Parking Meter Worker |
| 120.5 | Parks Crew Leader |
| 720.5 | Parks Crew Leader (Y Rate) |
| 424.5 | Parks Maintenance Supervisor I |
| 426.5 | Parks Maintenance Supervisor II |
| 429.0 | Parks Superintendent |
| 422.0 | Parks and Recreation Office Supervisor |
| 421.5 | Payroll Technician |
| 426.0 | Personnel Analyst |
| 432.0 | Personnel Manager |
| 419.5 | Personnel Technician |
| 126.5 | Plan Review Engineer |
| 117.5 | Planning Technician I |
| 120.5 | Planning Technician II |
| 123.5 | Planning Technician III |
| 123.0 | Plant Mechanic |
| 425.0 | Plant Mechanical Maintenance Supervisor |
| 632.0 | Police Captain |
| 114.5 | Police Clerk |
| 630.0 | Police Lieutenant |
| 310.0 | Police Officer |
| 308.0 | Police Officer Trainee |
| 425.0 | Police Records Supervisor |
| 628.0 | Police Sergeant |
| 432.0 | Principal Planner |
| 115.5 | Printing Services Operator |
| 113.5 | Printing Services Trainee |
| 123.0 | Programmer Analyst I |
| 126.0 | Programmer Analyst II |
| 430.0 | Property Agent |
| 426.0 | Public Information Officer |
| 124.0 | Public Services Inspector |
| 427.0 | Public Services Supervisor |
| 120.5 | Public Works Line Worker |
| 424.5 | Public Works Supervisor I |
| 426.5 | Public Works Supervisor II |
| 124.0 | Purchasing Assistant |
| 430.0 | Purchasing Officer |

| Range No. | Title of Classification |
|---|---|
| 112.5 | Receptionist |
| 429.0 | Recreation Superintendent |
| 426.0 | Recreation Supervisor |
| 432.0 | Risk Manager |
| 433.0 | Sanitary Engineer |
| 425.0 | Secondary Treatment Site Supervisor |
| 418.6 | Secretary |
| 126.5 | Senior Building Inspector |
| 426.0 | Senior Buyer |
| 120.5 | Senior Computer Operator |
| 126.5 | Senior Construction Inspector |
| 432.0 | Senior Deputy City Attorney I |
| 435.0 | Senior Deputy City Attorney II |
| 116.5 | Senior Microfilm & Graphics Technician |
| 416.5 | Senior Personnel Clerk |
| 116.5 | Senior Police Clerk |
| 118.5 | Senior Printing Services Operator |
| 428.0 | Senior Programmer Analyst |
| 120.5 | Senior Storeskeeper |
| 123.0 | Senior Wastewater Treat. Plant Operator |
| 418.6 | Senior Word Processing Technician |
| 429.0 | Shop Supervisor |
| 424.5 | Social Services Coordinator |
| 430.0 | Solid Waste Program Manager |
| 115.5 | Stenographer Clerk |
| 415.6 | Stenographer Clerk (Confidential) |
| 118.5 | Storeskeeper |
| 429.0 | Streets Maintenance Superintendent |
| 120.5 | Street Trees Crew Leader |
| 430.0 | Supervising Accountant |
| 428.5 | Supervising Building Inspector |
| 428.5 | Supervising Construction Inspector |
| 428.0 | Supervising Housing Rehabilitation Spec't |
| 117.5 | Supply Specialist |
| 430.0 | Systems & Procedures Accountant |

| Range No. | Title of Classification |
|---|---|
| 432.0 | Traffic Engineer |
| 126.5 | Traffic Engineering Technician |
| 120.5 | Traffic Painter |
| 426.0 | Training Coordinator |
| 429.0 | Transit Manager |
| 427.0 | Treasury Accountant |
| 120.5 | Tree Trimmer |
| 720.5 | Tree Trimmer (Y-Rate) |
| 122.5 | Tree Trimmer Crew Leader |
| 424.5 | Warehouse Supervisor |
| 118.5 | Wastewater Treatment Plant Attendant |
| 120.5 | Wastewater Treatment Plant Operator |
| 427.0 | Wastewater Treatment Plant Supervisor |
| 432.0 | Water Quality Control Superintendent |
| 422.0 | Word Processing Supervisor |
| 415.6 | Word Processing Technician I |
| 416.6 | Word Processing Technician II |
| 425.0 | Zoning Inspector |

| Range No. | Title of Classification |
|---|---|

Totals: 14 City Manager, Department Heads
205 Other
219

MODESTO CITY COUNCIL
RESOLUTION NO. 87-218

A RESOLUTION ADOPTING PROCEDURES FOR PERSONS ADDRESSING THE COUNCIL.

WHEREAS, Section 54954.3 of the California Government Code and Section 2-1.11 of the Modesto Municipal Code, as amended by Ordinance No. 2487-C.S, authorize the Council to adopt procedures limiting the total amount of time allocated for public testimony on particular issues and for individual speakers, and

WHEREAS, the Council has determined that it is appropriate to adopt such procedures in order to ensure that Council meetings are conducted in an orderly manner and that persons desiring to speak before the Council are afforded a reasonable opportunity to do so,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the following procedures shall be applicable to persons addressing the Council:

(a) Persons desiring to address the Council on matters within the subject matter jurisdiction of the Council shall be afforded a reasonable opportunity to do so.

(b) Persons shall not address the Council on matters over which the Council has no jurisdiction.

(c) During public hearings and discussions of other matters where numerous persons wish to address the same or similar point of view, the Mayor may request that one or more spokespersons be selected to speak for all of said persons. The spokesperson(s) may ask for a show of hands to indicate others in the audience who support the point of view of the spokesperson(s).

(d) The Mayor may, "by order of the chair," limit the total amount of time that will be allocated for persons who wish to speak at a public hearing or

discussion of an issue being considered by the Council. The Mayor may also, "by order of the chair," limit the total amount of time that individual speakers may use while speaking at a public hearing or discussion of an issue being considered by the Council. The amount(s) of time set by the Mayor shall take into account the number of persons who want to speak on the issue, the complexity of the issue, the length of the Council's agenda, the hour at which the issue is being heard and other relevant considerations.

(e) Persons addressing the Council during public hearings and discussions of other matters shall be allowed to address the Council only once during the hearing or discussion, unless the Mayor allows them to speak more than once; provided however that spokespersons shall be allowed to address the Council twice during the hearing or discussion, once to initially address the issue(s) under consideration and a second time to address issues raised by other speakers. When unusual circumstances exist, the Mayor may allow persons to speak additional times during a public hearing or discussions of other matters.

(f) The Mayor may, "by order of the chair," limit the total amount of time that persons addressing the Council under "Written Communications" may use while speaking on the issue(s) raised by the written communications.

(g) Persons addressing the Council under "Oral Communications" may speak only once and shall speak no longer than a total of five minutes.

(h) During the discussion of any matter under consideration by the Council, the amount of time spent answering questions asked by members of the Council or when directed by the Mayor to answer questions asked by other persons shall not be counted against such person(s) under the provisions of the above listed procedures.

(i) The Council may, by four affirmative votes, modify any "order of the chair" made by the Mayor under the provisions of the above listed procedures.

BE IT FURTHER RESOLVED that this resolution shall become effective the same day as the effective date of Ordinance No. 2487-C.S..

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of March, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: McGrath

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 87-219

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

WHEREAS, Section 5-5.32 of the Modesto Municipal Code provides that charges to customers for garbage service in the City of Modesto shall be set by the City Council by resolution and may be revised from time to time, and

WHEREAS, the City Council has previously, by Resolution No. 86-1377, adopted a schedule of rates and charges for garbage service in the City of Modesto, and

WHEREAS, the City staff has received and considered a "Recycling Program Report" which proposes to add a 10¢ per month per household surcharge to said schedule of rates and charges, commencing April 1, 1987, to cover the cost of the Recycling Program proposed by said report, and

WHEREAS, at the March 17, 1987, Council meeting, this Council voted to implement the recommendations in the "Recycling Program Report," including the 10¢ per month per household surcharge to cover the cost of said Recycling Program, to be effective April 1, 1987,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Schedule 1, which is attached hereto, is hereby adopted as the revised schedule of rates and charges to be charged by all licensed collectors of garbage in the City of Modesto for garbage service effective April 1, 1987, until revised by the City Council.

BE IT FURTHER RESOLVED, that any person who has prepaid garbage service charges for residential garbage services shall be entitled to receive garbage service for the balance of said prepaid period at the prepaid rates.

BE IT FURTHER RESOLVED, that effective March 31, 1987, the revised schedule of rates and charges adopted hereby supercedes and replaces the schedule of rates and charges adopted by Resolution No. 86-1377.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of March, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Muratore, Patterson |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

Number of Collections Per Week

| No. of Containers | Residential 1 | Commercial 1 | 2 | 3 | 4 | 5 | 6 |
|---|---|---|---|---|---|---|---|
| 1 | 4.85 | 4.75 | 9.50 | 14.25 | 19.00 | 23.75 | 28.50 |
| 2 | 7.55 | 7.45 | 14.90 | 22.35 | 29.80 | 37.25 | 44.70 |
| 3 | 10.25 | 10.15 | 20.30 | 30.45 | 40.60 | 50.75 | 60.90 |
| 4 | 12.95 | 12.85 | 25.70 | 38.55 | 51.40 | 64.25 | 77.10 |
| 5 | 15.65 | 15.55 | 31.10 | 46.65 | 62.20 | 77.75 | 93.30 |
| 6 | 18.35 | 18.25 | 36.50 | 54.75 | 73.00 | 91.25 | 109.50 |

The standard container rates shall apply for service when containers are placed in a location set forth in Section 5-5.10 Container Locations (a.1) (a.2). If it is necessary for the collector to enter a fenced yard and/or go more than fifty (50) feet from the property line but less than one hundred (100) feet from the property line to reach a container there shall be added to the regular monthly collection charge an additional charge of one dollar (1.00) per month. When containers are located at a distance greater than one hundred (100) feet from the property line or there are three or more containers within a fenced yard or more than fifty (50) feet from the property line which requires additional trips by the garbage collector, this shall be handled as a Special Service Condition for which the rates are to be established by negotiation.

## DETACHABLE CONTAINERS

Number of collections per week

| Container Size | 1 | 2 | 3 | 4 | 5 | 6 |
|---|---|---|---|---|---|---|
| 1 CY | 10.90 | 21.80 | 32.70 | 43.60 | 54.50 | 65.40 |
| 1 1/2 CY | 16.35 | 32.70 | 49.05 | 65.40 | 81.75 | 98.10 |
| 2 CY | 21.80 | 43.60 | 65.40 | 87.20 | 109.00 | 130.80 |
| 3 CY | 32.70 | 65.40 | 98.10 | 130.80 | 163.50 | 196.20 |
| 4 CY | 43.60 | 87.20 | 130.80 | 174.40 | 218.00 | 261.60 |
| 5 CY | 54.50 | 109.00 | 163.50 | 218.00 | 272.50 | 327.00 |
| 6 CY | 65.40 | 130.80 | 196.20 | 261.60 | 327.00 | 392.40 |

## DETACHABLE CONTAINER RENTAL RATES NOT INCLUDED IN ABOVE SCHEDULE

| | |
|---|---|
| Detachable container size | 1 CY to 6 CY |
| Monthly rental rate | 10.00 |

## DROP BOX CONTAINERS

| | | |
|---|---|---|
| Pickup charge | $68.25 | Pickup |
| Rental | 2.00 | Day with $46.00 maximum for each 30-day rental period |
| Disposal charge | | Actual charge to be paid by customer |

Garbage company will provide up to 40 CY Drop-box containers for above stated charges subject only to load limit of transfer vehicle.

## COMPACTORS

Number of collections per week

| Front Loader Type Size | 1 | 2 | 3 | 4 | 5 | 6 |
|---|---|---|---|---|---|---|
| 3 CY | 36.20 | 72.40 | 108.60 | 144.80 | 181.00 | 217.20 |
| 4 CY | 46.60 | 93.20 | 139.80 | 186.40 | 233.00 | 279.60 |

Roll-Off Type - 6 CY to 40 CY 83.50 per pickup

Washing of compactor at the request of customer $30. Disposal charge: Actual charge to be paid by customer.

## EXTRA PICKUPS

| | |
|---|---|
| Standard containers or equivalent | $3.50 plus $0.60/container |
| Detachable containers | $8.00 plus $1.15/CY |

## SPECIAL SERVICE CONDITIONS

In situations where none of the above rates reasonably apply, the cost of service is to be negotiated between the garbage company and the customer.

## DETACHABLE CONTAINER ONLY REPLACEMENT AND CLEANING SERVICE

| 1 CY | 1 1/2 CY | 2 CY | 3 CY | 4 CY |
|---|---|---|---|---|
| 9.20 | 10.00 | 11.00 | 14.40 | 18.40 |

## NOTATIONS

1. Where the landlord pays for all cans in one location, it shall be regarded as one service. Each location in which cans are placed for collection must be regarded as a separate service.

2. Where tenant pays for can collection, regardless of location, it shall be regarded as one service.

MODESTO CITY COUNCIL
RESOLUTION NO. 87-220

A RESOLUTION GRANTING IN PART THE APPEAL OF SANTINA & THOMPSON AND DENYING IN PART SAID APPEAL TO THE DECISION OF THE PLANNING COMMISSION RELATING TO PARK OAKS VESTING TENTATIVE SUBDIVISION MAP CONDITIONS, PROPERTY LOCATED NORTH OF ENCINA AVENUE, WEST OF EDGEBROOK DRIVE.

WHEREAS, the vesting tentative map of the Park Oaks Subdivision was filed in the office of the Secretary of the Planning Commission on January 26, 1987, in accordance with the provisions of Section 4-4.401 of the Modesto Municipal Code, and

WHEREAS, copies of said vesting tentative map have been sent to the Modesto Elementary School and Modesto High School Districts, and Modesto Irrigation District, the local utility companies, the City Engineering Services and Parking and Traffic Departments, and

WHEREAS, city services, including sewer and water facilities, are available, and

WHEREAS, the area can be served by elementary schools in the Modesto School District and by Fire Station #3 at the intersection of Edgebrook Drive and El Vista Avenue, 1/2 mile distant, and

WHEREAS, a public hearing was held by the Planning Commission on March 2, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, at which hearing evidence both oral and documentary was received and considered, and

WHEREAS, at said hearing, after hearing evidence, both oral and documentary, the Planning Commission, by its Resolution No. 87-27, found and determined as follows:

1. That the proposed subdivision, together with the provisions for its design and improvements, is consistent with the General Plan and applicable specific plans of the City of Modesto and the Subdivision Map Act of the State of California.

2. That the discharge of waste from the proposed subdivision into the existing sewer system will not result in a violation of existing requirements by the California Regional Water Quality Control Board pursuant to Division 7 (commencing with Section 13000) of the Water Code of the State of California.

and

WHEREAS, the Planning Commission further found and determined that the vesting tentative map of Park Oaks Subdivision accepted for filing in the office of the Secretary of the Planning Commission on January 26, 1987, should be approved as submitted and as shown in red on the face of the map and should be approved subject to the conditions contained in Planning Commission Resolution No. 87-27, and

WHEREAS, by letter dated March 4, 1987, an appeal to the decision of the Planning Commission was filed with the Office of the City Clerk by Russell Harrison, Santina & Thompson, Inc. relating to Conditions No. 1, 5, 8 and 9 of Planning Commission Resolution No. 87-27, and

WHEREAS, by City Council Resolution No. 87-172, said matter was set for public hearing before the Council of the City of Modesto in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to be held on March 24, 1987, at 7:30 p.m., and

WHEREAS, by letter dated March 10, 1987, an appeal to the decision of the Planning Commission was also filed with the Office of the City Clerk by Concerned Neighborhoods relating to alleged traffic problems affected by the extension of Encina Avenue and Edgebrook Drive from El Vista Avenue to LaLoma Avenue,

inadequacy of the environmental assessment, and procedural irregularities, and

WHEREAS, by letter dated March 10, 1987, an appeal to the decision of the Planning Commission was also filed with the Office of the City Clerk by Nick Sciabica & Sons relating to an alleged invasion and intrusion through Sciabica lands which would allegedly seriously impair continued farming operations and olive oil business; and the completion of Edgebrook Drive as a through street would transform said street into a major arterial, and would create many major traffic problems not only for the users of said street, but also for all of the residents and landowners adjacent thereto, and

WHEREAS, by letter dated March 11, 1987, an appeal to the decision of the Planning Commission was also filed with the Office of the City Clerk by the Oakridge Townhouses Association relating to the completion of Edgebrook Drive, and

WHEREAS, by City Council Resolution No. 87-199, said matter was set for public hearing before the Council of the City of Modesto in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to be held on April 7, 1987, at 4:00 p.m., and

WHEREAS, said appeal filed by Russell Harrison, Santina & Thompson, Inc. was considered by the Council of the City of Modesto at its meeting held on March 24, 1987, at 7:30 p.m., in the Council Chambers, City Hall, 801 11th Street, Modesto, California, at which time evidence both oral and documentary was taken and introduced, and

WHEREAS, after hearing evidence both oral and documentary the Council found and determined that the appeal of Russell Harrison, Santina & Thompson, Inc. relating to the decision of the Planning Commission relating to Conditions No. 5, 8 and 9 of Planning Commission Resolution No. 87-27, should

be granted for the following reasons:

1. That as to Condition No. 5, installation of a 10 foot wide landscaped area adjacent to the subdivision along the MID lateral will provide an acceptable visual appearance.

2. That as to Condition No. 8, the proposed development does not directly benefit from Encina Avenue to an extent greater than the general public.

3. That as to Condition No. 9, extension of Edgebrook Drive is not required to provide adequate neighborhood circulation.

and

WHEREAS, after hearing evidence both oral and documentary the Council found and determined that the appeal of Russell Harrison, Santina & Thompson, Inc. to the decision of the Planning Commission relating to Condition No. 1 of Planning Commission Resolution No. 87-27, should be denied as the condition is reasonable and appropriate under the circumstances, and

WHEREAS, the appeals of Concerned Neighborhoods, Nick Sciabica & Sons, and the Oakridge Townhouses Association were withdrawn with prejudice,

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

SECTION 1. APPEAL GRANTED. The appeal of Russell Harrison, Santina & Thompson, Inc. to the decision of the Planning Commission relating to Conditions No. 5 (as modified hereinafter), 8 and 9 of Planning Commission Resolution No. 87-27, is hereby granted.

SECTION 2. APPEAL DENIED. The appeal of Russell Harrison, Santina & Thompson, Inc. to the decision of the Planning Commission relating to

Condition No. 1 is hereby denied.

SECTION 3. MODIFICATION OF CONDITION NO. 5 OF PLANNING COMMISSION RESOLUTION NO. 87-27. Condition No. 5 of Planning Commission Resolution 87-27 is hereby modified to read as follows:

> 5. That direct vehicular and pedestrian access between M.I.D. Lateral No. 2 and adjacent subdivision lots shall be prohibited by appropriate notes on the final map. A six-foot, double-sided wood fence shall be constructed along the northern property line of the Lateral. Ten-feet of landscaping with underground irrigation shall be installed on the entire M.I.D. Lateral No. 2 adjacent to the subdivision as approved by the Director of Parks and Recreation.

SECTION 4. OTHER PROVISIONS OF PLANNING COMMISSION RESOLUTION NO. 87-27. All other provisions of Planning Commission Resolution No. 87-27 not in conflict with this resolution shall remain in full force and effect.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of March, 1987, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Sutton, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Muratore, Patterson, Whiteside

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, Acting City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-221

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO THE VESTING TENTATIVE MAP OF PARK OAKS SUBDIVISION LOCATED NORTH OF ENCINA AVENUE, WEST OF EDGEBROOK DRIVE.

WHEREAS, on March 24, 1987, the City Council adopted Resolution No. 87-220 giving approval to a project relating to the vesting tentative map of Park Oaks Subdivision, located north of Encina Avenue, West of Edgebrook Drive, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the proposed Park Oaks Subdivision,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the proposed Park Oaks Subdivision, located north of Encina Avenue, West of Edgebrook Drive.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of March, 1987, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Sutton, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Muratore, Patterson, Whiteside

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, Acting City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-222

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR REMODELING AND ADDITION TO THE OXIDATION POND FACILITIES CONTROL BUILDING

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

SECTION 1. The plans and specifications for the remodeling and addition to the oxidation pond facilities control building copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on April 21, 1987, at 11:00 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of March, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Muratore, Patterson

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-223

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING FIRE HOSE

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

SECTION 1. The plans and specifications for furnishing a fire hose

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on April 28, 1987, at 3:00 p.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of March, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Muratore, Patterson

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-224

A RESOLUTION ACCEPTING THE BID OF WANG LABORATORIES FOR FURNISHING ITEMS I, II, III, AND V, COMPUTER EQUIPMENT

WHEREAS, Resolution No. 87-90, adopted by the Council of the City of Modesto on February 10, 1987, approved the plans and specifications for the rebid of Wang computer equipment and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of computer equipment were opened at 3:15 p.m. on March 3, 1987, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of Wang Laboratories for Items I, II, III, and V in the amount of $28,769 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Wang Laboratories in the amount of $28,769 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 March, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Muratore, Patterson |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-225

A RESOLUTION ACCEPTING THE BID OF EMC2 FOR FURNISHING ITEM IV, COMPUTER EQUIPMENT

WHEREAS, Resolution No. 87-90, adopted by the Council of the City of Modesto on February 10, 1987, approved the plans and specifications for the rebid of Wang computer equipment and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of computer equipment were opened at 3:15 p.m. on March 3, 1987, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of EMC2 for Item IV in the amount of $6,890 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of EMC2 in the amount of $6,890 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 March, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Muratore, Patterson |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-226

A RESOLUTION ACCEPTING THE BID OF CENTRAL PUMP COMPANY FOR THE CONSTRUCTION OF PUMP STATION NO. 49

WHEREAS, Resolution No. 87-144, adopted by the Council of the City of Modesto on February 24, 1987, approved the plans and specifications for the construction of Pump Station No. 49 and authorized the calling for bids; and

WHEREAS, the bids received for the construction of Pump Station No. 49 were opened at 11:05 a.m. on March 17, 1987, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of Central Pump Company in the amount of $166,305 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Central Pump Company in the amount of $166,305 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 March, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Muratore, Patterson |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-227

A RESOLUTION ACCEPTING THE BID OF WESTERN STONE PRODUCTS, INC. FOR THE WESSON RANCH PARK SITE WORK, LANDSCAPING AND IRRIGATION

WHEREAS, Resolution No. 87-145, adopted by the Council of the City of Modesto on February 24, 1987, approved the plans and specifications for the Wesson Ranch Park site work, landscaping and irrigation and authorized the calling for bids; and

WHEREAS, the bids received for the Wesson Ranch Park site work, landscaping and irrigation were opened at 11:00 a.m. on March 17, 1987, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of Western Stone Products, Inc. in the amount of $284,412 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Western Stone Products, Inc. in the amount of $284,412 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 March, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Muratore, Patterson |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-228

A RESOLUTION AUTHORIZING AN APPLICATION FOR FUNDS FOR A PROPERTY CRIME PROGRAM.

WHEREAS, the City of Modesto desires to undertake a certain project designated as the Property Crime Project to be funded in part from funds made available through State General Funds as authorized by Chapter 477, 1985 Statutes, Career Criminal Apprehension Program as amended, and Federal funds as authorized by the Justice Assistance Act of 1984, both administered by the Office of Criminal Justice Planning (hereafter referred to as OCJP).

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the City Manager of the City of Modesto is authorized, on its behalf to submit the attached application for state funds for Property Crime Program purposes to OCJP and is authorized to execute on behalf of the City of Modesto the attached Grant Award/Proposal for law enforcement purposes including any extensions or amendments thereof.

BE IT FURTHER RESOLVED that grant funds received hereunder shall not be used to supplant expenditures controlled by this City Council.

BE IT FURTHER RESOLVED that the City of Modesto agrees that any liability arising out of the performance of this Grant Award agreement, including civil court actions for damages, shall be the responsibility of the grantee and the authorizing agency and that the State of California and OCJP disclaim responsibility for any such liability.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of March, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Muratore, Patterson

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 87-229

A RESOLUTION TRANSMITTING COPY OF PROPOSED CHARTER AMENDMENT REGARDING PROVIDING FOR A SECOND REGULAR MUNICIPAL ELECTION FOR ANY CITY OFFICE FOR WHICH NO CANDIDATE RECEIVES A MAJORITY OF THE VOTES CAST,TO THE CITY ATTORNEY FOR IMPARTIAL ANALYSIS

WHEREAS, Section 5011 of the Elections Code provides that whenever any Charter Amendment qualifies for a place on the ballot, the governing body may direct the City Clerk to transmit a copy of the Amendment to the City Attorney for preparation of an impartial analysis; and

WHEREAS, a copy of the Charter Amendment regarding providing for a second regular Municipal election for any City office for which no candidate receives a majority of the votes cast, proposed for the June 2, 1987 ballot is attached hereto, marked Exhibit "A", and made a part hereof.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that the City Clerk is hereby directed to transmit a copy of said Charter Amendment to the City Attorney for preparation of an impartial analysis explaining the effect of the amendment.

BE IT FURTHER RESOLVED that the City Clerk is hereby authorized to handle the printing and distribution of the impartial analysis.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of March, 1987, by Councilmember Whiteside , who moved its adoption, which motion being duly seconded by Councilmember Sutton , was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Muratore, Patterson |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

EXHIBIT "A"

SECTION 200. REGULAR MUNICIPAL ELECTIONS. Regular Municipal Elections for the election of officers and for such other purposes as the Council may prescribe shall be held biennially on the first Tuesday after the first Monday in March of each odd-numbered year until the year 1983. Thereafter they shall be held biennially on the first Tuesday after the first Monday in November of each odd-numbered year commencing with the year 1985.

If, at a regular municipal election held on the first Tuesday after the first Monday in November of each odd-numbered year, no candidate for one of the elective offices of the City of Modesto receives a majority of the votes cast at said regular municipal election, a second regular municipal election shall be held for said office on the second Tuesday in December of each odd-numbered year commencing with the Year 1987. At said second regular municipal election the two candidates receiving the highest number of votes at the first regular municipal election shall have their names placed on the ballot for election to said office.

MODESTO CITY COUNCIL
RESOLUTION NO. 87-230

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND** RECREATION SYSTEMS, INC. TO DEVELOP THE MASTER PLAN FOR ALBERTA MARTONE (WOODLAND) NEIGHBORHOOD PARK AND SCHOOL SITE

**BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and** Recreation Systems, Inc. to develop the master plan for Alberta Martone (Woodland) Neighborhood Park and school site

**be, and it is hereby approved.**

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

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 24th **day of** March, 19 87, **by Councilmember** Whiteside, **who moved its adoption, which motion being duly seconded by Councilmember** Sutton, **was upon roll call carried and the resolution adopted by the following vote:**

| | | |
|---|---|---|
| **AYES:** | **Councilmembers:** | Lang, McGrath, Sutton, Whiteside, Mayor Mensinger |
| **NOES:** | **Councilmembers:** | None |
| **ABSENT:** | **Councilmembers:** | Muratore, Patterson |

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-231

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND** MODESTO INTERURBAN RAILWAY COMPANY AND MODESTO AND EMPIRE TRACTION COMPANY TO MODIFY RAILROAD TRESTLE OVER MORTON BOULEVARD

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Modesto Interurban Railway Company and Modesto and Empire Traction Company to modify railroad trestle over Morton Boulevard

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of March, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Muratore, Patterson |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-232

A RESOLUTION APPROVING A PURCHASE ORDER TO FUEL HARVESTER EQUIPMENT COMPANY FOR THE LEASE OF A CHIPPER TO CHIP GARDEN REFUSE MATERIALS TO BE DISPOSED OF ON CITY PARK SITES

WHEREAS, it has been determined that a chipper be rented as an interim solution for the disposal of garden refuse material.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that the Director of Finance is hereby authorized to issue a purchase order to Fuel Harvester Equipment Company of Grass Valley in the amount of $40,000 for the lease of a chipper to chip garden refuse materials to be disposed of on City park sites.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of March, 1987, by Councilmember Whiteside , who moved its adoption, which motion being duly seconded by Councilmember Sutton , was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Muratore, Patterson |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-233

A RESOLUTION APPROVING A PURCHASE ORDER TO U.S. RENTALS IN MODESTO FOR THE LEASE OF A LOADER FOR GARDEN REFUSE MATERIALS TO BE DISPOSED OF ON CITY PARK SITES

WHEREAS, it has been determined that a loader, to be used in conjunction with a chipper, be rented as an interim solution for the disposal of garden refuse material.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that the Director of Finance is hereby authorized to issue a purchase order to U.S. Rentals in Modesto in the amount of $12,000 for the lease of a loader for garden refuse materials to be disposed of on City park sites.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of March, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton , was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Muratore, Patterson |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-234

**A RESOLUTION SETTING TIME AND PLACE FOR HEARING** REGARDING AMENDMENTS TO CHAPTER 2 OF TITLE X OF THE MUNICIPAL CODE TO ADD A BUSINESS PARK (B-P) ZONE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that April 7, 1987, at 4:00 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of amendments to Chapter 2 of Title X of the Municipal Code to add a Business Park (B-P) Zone.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of March, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Muratore, Patterson |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-235

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MODESTO PROVIDING FOR ISSUANCE OF BONDS FOR THE PURPOSE OF PROVIDING FINANCING FOR MULTIFAMILY RENTAL HOUSING FACILITIES TO BE OWNED BY LIVE OAK ASSOCIATES, A CALIFORNIA LIMITED PARTNERSHIP.

WHEREAS, the City of Modesto (the "City") is authorized by Chapter 7 of Part 5 of Division 31 of the California Health and Safety Code, as amended (the "Act") to issue and sell its bonds for the purpose of providing financing for the acquisition, construction and improvement of multifamily rental housing developments for occupancy in part by persons of low or moderate income within the meaning of the Act, and

WHEREAS, Live Oak Associates, A California Limited Partnership (the "Developer"), has requested that the City issue its bonds for the purpose of providing financing for the acquisition, construction and improvement of a multifamily rental housing development consisting of approximately 328 units (the "Project"), to be located at the northeastern corner of the intersection of Merle Avenue and Cakdale Road in the City, to be owned by the Developer, and the City wishes to induce the Developer to acquire, construct, improve and locate said Project at said location, and

WHEREAS, it is in the public interest, for public benefit and in furtherance of the public purposes of the City that the City authorize bonds for the Project, and

WHEREAS, the issuance of bonds by the City in certain cases is subject to volume restrictions imposed by the Tax Reform Act of 1986, and such restrictions are administered in the State of California pursuant to a

Proclamation of the Governor of the State of California dated September 30, 1986 (the "Proclamation"), and

WHEREAS, pursuant to procedures established under the Proclamation, the City is required under certain circumstances to make an application to the California Mortgage Bond Allocation Committee for an allocation of the Private Activity Bond Limit (as such term is defined in the Proclamation) to enable the City to issue bonds for the financing of the Project within the restrictions of the Tax Reform Act of 1986,

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

1. The City of Modesto hereby authorizes the issuance and sale of bonds of the City pursuant to the Act in a principal amount of not to exceed Ten Million Dollars ($10,000,000) for the purpose of providing financing to the Developer for the Project to be located in the City of Modesto at the northeastern corner of the intersection of Merle Avenue and Oakdale Road.

2. The issuance and the sale of said bonds shall be upon such terms and conditions as may be mutually agreed upon by the City, the Developer and the purchaser of said bonds and shall be subject to completion of proceedings of issuance, sale and delivery by the City.

3. The proceeds of the bonds referred to in paragraph 1 shall include such related and necessary issuance expenses, administrative costs, debt service reserves and interest payments as may be required to accomplish successfully the financing.

4. The City hereby finds that the issuance of the bonds as more particularly described herein is a substantial inducement to the Developer to

acquire, construct and improve the Project and said Project will further the public purposes of the City.

5. The appropriate officers of the City are hereby authorized, subject to the requirements established under or pursuant to the Proclamation and the Act, on behalf of the City to make an application to the Mortgage Bond Allocation Committee for an allocation to enable the City to issue bonds for the financing of the Project within the restrictions of the Tax Reform Act of 1986.

6. This Resolution shall be effective for one year from and after its adoption.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of March, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Muratore, Patterson

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 87-236

A RESOLUTION APPOINTING MEMBER OF THE DOWNTOWN IMPROVEMENT DISTRICT ADVISORY BOARD (SUSAN HACKETT)

WHEREAS, Section 1102 of the Charter of the City of Modesto authorizes the City Council to appoint members to various Boards and Commissions;

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

SECTION 1. The following person is hereby appointed to the Downtown Improvement District Advisory Board for the respective term as indicated:

Susan Hackett
3805 Bugatti Drive
Modesto, Ca. 95356

Term expires 3/28/89

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of March, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Muratore, Patterson

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

AMENDED
on
By Resolution 1992-389

MODESTO CITY COUNCIL
RESOLUTION NO. 87-237

A RESOLUTION ADOPTING A REVISED AFFIRMATIVE ACTION PROGRAM FOR THE CITY OF MODESTO.

WHEREAS, the City of Modesto has been, is, and will continue to be committed to the principle that equal employment opportunities in the public service of the city under the Merit System and with those who contract to do business with the city must be afforded to all persons regardless of race, religion, color, creed, sex, age, handicap, national origin or political affiliation or belief, and

WHEREAS, equal employment opportunity may be insured only by a carefully administered program designed to eliminate any practices, standards, or conditions which would artificially deprive or tend to deprive any individual of employment opportunities, and

WHEREAS, the City Manager has submitted a proposed revised Affirmative Action Program for the City of Modesto dated March, 1987, a copy of which is marked Exhibit "A" and attached hereto, and

WHEREAS, this Council desires to adopt and implement said revised Affirmative Action Program,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby declares that the City of Modesto is committed to the principle that equal employment opportunities in the public service of the city under the Merit System and with those who contract to do business with the city must be afforded to all persons regardless of race, religion, color, creed, sex, age, handicap, or national origin, or political affiliation or belief and that said principle be achieved through an Affirmative Action Program.

AMENDED
on 11-10-1987
By Resolution 1987-1183

AMENDED
on 4-26-1988
By Resolution 88-317

BE IT FURTHER RESOLVED that the Affirmative Action Program of the City of Modesto dated March, 1987, submitted by the City Manager, a copy of which is marked Exhibit "A" and attached hereto, is hereby adopted as the Affirmative Action Program for the City of Modesto.

BE IT FURTHER RESOLVED that the Affirmative action Program adopted hereby supersedes and replaces the Affirmative Action Program adopted by Resolution No. 83-60, which was adopted on February 2, 1983.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of April, 1987, by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Patterson, Whiteside, Mayor pro tem Muratore |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Sutton, Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

# AFFIRMATIVE ACTION PROGRAM
Revised March 1987

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Exhibit "A"

## The Commitment

The City Council of the City of Modesto hereby establishes a clearly defined Affirmative Action Program to insure that Equal Employment Opportunity (EEO) in City service becomes a fact as well as an ideal.

Equal Employment Opportunity involves a City commitment to personnel actions based upon the relative, job-related merit and fitness of applicants and employees and the needs of the City.

There shall be no favor or discrimination in City personnel actions based upon race, religion, color, creed, sex, age, handicap, national origin, or political affiliation or belief unless such characteristics are bona fide occupational qualifications.

## Purpose and Background of the Program

The goal of the City's Personnel system, of which Affirmative Action is an integral part, is to ensure that quality services to the people of the City are provided by the most effective staff available.

Affirmative Action is the guide, monitoring tool, and corrective action mechanism to ensure that two objectives are met in the way the City staff is recruited, selected and retained:

1. To build equal employment opportunity into all personnel action decisions.

2. To develop a City work force which effectively mirrors the makeup of the labor market in terms of ethnic group and female representation in the various occupational categories.

There are, in addition, statutory case laws and administrative regulation history which outline the obligation of agencies such as the City of Modesto to develop an Affirmative Action program. Significant landmarks in that history include:

1. The Fourteenth Amendment to the United States Constitution sets forth equal protection and due process guarantees.

2. Civil Rights Acts of 1866, 1870 and 1964 set forth the liabilities and obligations for nondiscrimination.

3. Presidential Order 11246 requires Federal contractors to have written Affirmative Action programs.

4. Revised Order #4, U.S. Office of Federal Contract Compliance requires Federal contractors to identify areas of minority and female "under-utilization" in the work force and develop "result oriented" programs with goals and timetables to correct underutilization.

5. Age Discrimination in Employment Act of 1967 bans arbitrary age discrimination in employment decisions.

6. Equal Employment Opportunity Act of 1972 applies the mandates of Title VI of the Civil Rights Act of 1964 and Revised Order #4 to State and local governments and sets forth the authority and responsibility of the Equal Employment Opportunity Commission.

7. Griggs vs. Duke Power Company - in 1972 a U.S. Supreme Court Decision which places the burden of defending discrimination complaints on employers. This decision emphasizes the need for employment examinations to be job related and called for the elimination of artificial barriers to employment.

8. California Fair Employment Practices Act which parallels the 1972 Federal Act and establishes the State Department of Fair Employment and Housing.

9. 1973 Rehabilitation Act which extends non-discrimination protection of the physically handicapped.

10. 1978 Health, Education and Welfare Department Regulations extend to Federal contractors an Affirmative Action obligation toward the handicapped.

In general, Affirmative Action is synonymous with improvement of the personnel system and overall City government. To the extent that bias and extraneous factors unrelated to the needs of the job are eliminated, both the City and the general public which it services stand to gain.

## Clear Responsibilities

Affirmative Action support is not the responsibility of any one individual, committee or department alone. From the highest policy making body in City government - the City Council - through the City Manager, Affirmative Action Officer, department heads, supervisors, employee organizations, and each employee, the responsibility to make the program work is shared. For Affirmative Action to succeed, specific responsibilities must be clearly assigned in key areas as follows:

1. The City Council provides the policy direction and sets the tone which ultimately determines the success of the program. The Council also serves as a forum for public awareness of the City program.

2. The City Manager is responsible to the Council for implementation of policies and for supporting staff and line departments in carrying out Council directives. Appointing department heads, preparing the budget, and developing policy alternatives are all City Manager functions which impact directly or indirectly on Affirmative Action. The most important function is establishing a positive tone to encourage subordinates, especially department head appointing authorities, to make Affirmative Action opportunities a part of hiring decisions.

3. Department Heads are generally the "appointing authorities" in City government. They are responsible for hiring decisions, promotions, disciplinary actions and insuring that City and departmental personnel policies are enforced. They are responsible to carry out these assignments equitably and actively. The "bottom line" in terms of Affirmative Action progress is the hiring decision. Therefore, the role of department heads is obviously critical.

4. Personnel Manager. The City Manager through the Personnel Manager has the principal responsibility for maintaining a personnel system in which equal employment opportunity can become a reality. Specifically, the Personnel Manager is responsible for recruitment/selection efforts, and interacts with all other departments in matters of employment policies.

5. The Affirmative Action Officer

   is responsible for administering the Affirmative Action program and acts as secretary to the Affirmative Action Commission.

   Specifically, the Affirmative Action Officer shall be responsible to:

   a. Assist departments to achieve compliance to the requirement or provision of the program.

   b. Develop and implement recordkeeping systems designed to:

      i) Measure the effectiveness of the Affirmative Action Program throughout the City.

      ii) Point out deficiencies and needs for remedial action.

      iii) Determine the degree to which program goals and objectives have been reached.

      iv) Insure accurate and timely compliance with reporting requirements.

   c. Conduct periodic audits of hiring, promotion, demotion, suspension, termination, transfer, and shift assignment to insure that provisions of the program are being carried out and the goals and objectives are being met.

   d. Make periodic reviews of the Affirmative Action Program and submitting recommendations for expansion and improvement of the program where applicable.

   e. Assist in the resolution of equal employment opportunity grievances or complaints.

   f. Serve a liaison role along with other staff members between departments, enforcement agencies, minority organizations, and community action groups.

g. Insure that the employee orientation programs include an EEO and Affirmative Action component.

h. Conduct Affirmative Action training for management personnel.

i. Prepare periodic progress reports to the City Manager.

6. Employee supervisors are required to carry out their duties in directing, training, monitoring and evaluating subordinates without regard to non-job related factors such as race, religion or sex.

7. Employee organizations have agreed as part of their memorandum of understanding with the City to support the efforts the City has and will take in support of furthering Equal Employment Opportunity through Affirmative Action.

Affirmative Action Commission

The Commission shall consist of nine (9) members appointed by the City Council. Representation shall include members of protected classes: females, minorities, the disabled and workers over 40 years of age.

Membership on the Commission shall be for a term of two (2) years except that four of the initial appointments made by the City Council shall be for one (1) year and thereafter shall be for two (2) year terms.

At the first meeting of each calendar year, the Commission shall designate a chair and vice-chair from among its members to serve for a one (1) year period.

When an interim vacancy occurs on the Commission, an appointment may be made by the City Council to fill the unexpired term of the membership vacated. All members serve at the discretion of the City Council and serve without compensation.

The Affirmative Action Officer shall serve as staff/secretary for the Commission keeping all minutes of all meetings and providing necessary assistance for the functioning of the Commission.

From time to time, Department Affirmative Action Coordinators may be appointed by department heads, as required, and shall attend Commission meetings as directed.

The basic role of the Commission is to advise and assist the City Manager and staff with affirmative action as follows:

a. To review work force analysis as provided by staff; to provide input and review data utilized in the analysis.

b. To review utilization analysis of job groups and all affirmative action progress reports; to work with designated city staff members in developing specific corrective actions.

c. To revise existing affirmative action goals and timetables, set priorities and make recommendations in cooperation with designated city staff members.

d. To make recommendations to implement and oversee the dissemination of policy within the city work force and the community as a whole.

e. To develop and recommend "action oriented" programs to attain the designated goals within established time frames

f. To insure a method of internal audit and review reporting system

g. To recommend methods of support with local, state and national affirmative action programs.

h. To insure that the Affirmative Action program of the City of Modesto as adopted by the Modesto City Council remains in compliance with sex, national origin, and religious discrimination guidelines.

Communicating the Idea

It is reasonable to believe that greater awareness of the issues, policies, liabilities and opportunities associated with equal employment opportunity and Affirmative Action will result in greater progress toward the program goals.

Within the City organization...

1. All job announcements will include a notice of EEO and Affirmative Action support.

2. Affirmative Action, Equal Employment Opportunity and Educational posters will be disseminated to each department for conspicuous posting on employee or public bulletin boards.

3. Departmental Heads will periodically review the Affirmative Action status of their departments at staff meetings.

4. A relevant section on EEO obligations will be included in the "employee orientation" program.

5. The management negotiating team will include program support in its negotiating package with every employee organization.

6. The EEO obligations inherent in proper performance evaluation, effective discipline, and basic supervision will be included in supervisory and management training programs.

7. Specific Affirmative Action training will be periodically conducted by the Affirmative Action Officer.

To the community at large...

1. All open competitive recruitment advertisements and job announcements will include reference to the City's EEO commitment.

2. The Affirmative Action Program and other related information will be available to the public in the Personnel Department.
3. A minority and female oriented recruitment mailing list will be maintained in the Personnel Department as an outreach recruitment resource.

4. City staff members will continue to make themselves available to participate with community organizations (such as service clubs, schools, or in community activities) to share information on the City service and make group presentations on EEO and Affirmative Action.

5. Assistance from specific departments will be used to reinforce particular outreach efforts in areas such as fire fighting and law enforcement.

6. Publicity evidencing the positive community service of City employees of both sexes and all ethnic groups will be encouraged.

7. Periodic news media contacts to demonstrate the positive accomplishments of Affirmative Action in the City will be encouraged. Appointments and promotions of protected group members to traditionally underutilized positions will be highlighted.

Equal Employment Opportunity and Discrimination Against the Handicapped Grievance Procedure

1. Intent - It is the intent of this procedure to provide an effective means for resolving individual or group problems of a sensitive nature quickly and with a minimum of formal procedural requirements.

2. Scope - This procedure shall apply to allegations of adverse affect arising out of discrimination in regard to application, recruitment, appointment, training, promotion, retention, discipline, or other aspects of employment because of race, religion, color, sex, physical/mental handicap, medical condition, marital status, age, national origin, ancestry or political affiliation and provides for a process to investigate and correct the effects of such discrimination.

3. Limitations - The establishment of this procedure for resolving complaints of discrimination is not intended to supplant regular grievance procedures or prohibit employees or applicants from filing complaints with the Department of Fair Employment and Housing (DFEH), Equal Employment Opportunity Commission (EEOC), or the courts. This procedure is intended and should be viewed as a means of providing the special skills needed to promptly and fairly handle the sensitive issues involved, and to ensure full cooperation with Federal and State compliance agencies.

4. Definitions

   a. Aggrieved Persons: An employee or applicant for employment who alleges that he or she has suffered harm as the result of an adverse employment decision made on the basis of race, religion, color, sex,

physical/mental handicap, medical conditions, marital status, age, political affiliation, national origin or ancestry in regard to application, recruitment, appointment, training, promotion, or discipline. This also applies to any handicapped person who complains alleging any action prohibited by regulation of the Office of Revenue Sharing, U.S. Treasury Department, under the Revenue Sharing Act.

b. Complainant: An aggrieved person who files a formal complaint.

c. Formal Complaint: A written complaint submitted to the City Affirmative Action Officer which states clearly the basis for an allegation of discrimination and the relief requested.

5. Representatives - In presenting and resolving grievances, aggrieved persons may represent themselves or may designate a representative of their own choosing. Costs associated with such representation, if any, will be borne by the aggrieved person.

6. Steps in the Procedure

a. Informal Complaint: Aggrieved persons shall first contact the Personnel Office or other City department involved in the complaint within 10 calendar days of learning of such act or decision and before filing a formal complaint with the Affirmative Action Officer.

b. Formal Complaint: If informal resolution of problems through conciliation and negotiation cannot be effected within 10 days, the aggrieved person(s) may file a formal complaint in writing with the Affirmative Action Officer, who shall discuss the complaint with the complainant and his/her representative, if any. The Affirmative Action Officer may assign an employee to investigate allegations once a formal complaint is filed, and to produce a written report of findings. This person must be capable of fairness, impartiality and objectivity. The Affirmative Action Officer shall render a decision in writing within fifteen (15) calendar days after receiving the complaint. If the complainant is still not satisfied, he/she may present the complaint in writing to the City Manager. The City Manager, or his/her designated representative, shall discuss the complaint with the complainant, his/her representative, and any other appropriate persons. The City Manager shall render a decision in writing within twenty (20) calendar days after receiving the complaint. The decision of the City Manager shall be final.

Evaluation

1. The Affirmative Action Officer and Affirmative Action Commission shall continuously monitor progress of the Program and report progress to the City Manager.

2. The City Manager will submit an annual report of the Program to the City Council.

## Promotion

It is the policy of the City of Modesto to attempt to upgrade protected classes already employed by the City, as well as to recruit them. Protected classes, as well as other members of the City's organization, are upgraded on the basis of performance and the passage of various promotional tests. The City, rather than establish a formal training program, relies on entry level junior positions.

## Staff Training

It will be the responsibility of the Affirmative Action Officer to inform and train staff members. Review and evaluation of the program's progress will occur at six month intervals. Each department head will be made aware of the needs of his/her department and will be encouraged to bring the department up to the desired level.

## Community Relations

The Affirmative Action Officer will become aware through continued contact of the needs of the minority and female communities in the City of Modesto. Along with other staff members, the Affirmative Action Officer will seek to establish and maintain lines of communication with the various minority group leaders within the City.

## Contractor Compliance

Each bidder shall submit with his bid certification that he is in compliance with the Civil Rights Act of 1964, Executive Order No. 11246, the California Fair Employment Practices Act, and any other applicable federal and state laws and regulations relating to equal opportunity employment, including laws and regulations hereinafter enacted.

## Minority Enterprise Program

The City shall comply with the intent of Executive Order No. 11625 by identifying and encouraging minority enterprises to enter the bidding processes of the City of Modesto. When potential minority bidders are identified, they will be contacted and made familiar with the bidding process. Bid application forms will be forwarded to them along with other potential contractors.

## Goals and Timetables

The ultimate goal of the program is to develop a City of Modesto work force which includes representation of ethnic groups, the handicapped, and both sexes in a manner which numerically mirrors the labor market population. The City work force population is, practically speaking, a product of the makeup of the local area labor market. It is recognized that the characteristics of

the labor market change and that the availability within occupational groupings varies widely. Based on data from the 1980 Census of Population (U.S. Bureau of the Census), the Modesto labor market has the following overall distributions:

| | |
|---|---|
| American Indians | 1.5% |
| Asians | 2.4% |
| Blacks | 2.1% |
| Hispanics | 10.5% |
| Whites | 83.5% |
| | |
| Females | 51.7% |
| Males | 48.3% |

The goals of the Affirmative Action program are described in Exhibit I (page 11). The progress toward these goals are described in Exhibit II (page 12).

Goals and timetables are always subject to review and revision. This is particularly true as we move further from our base year of the 1980 census.

Summary

The City of Modesto has been and will continue to be committed to the principle of equal employment opportunity. Because of this commitment, the City has established an Affirmative Action Program to insure equal employment opportunities and to eliminate practices, standards or conditions which artificially deprive individuals of employment opportunities.

The program not only seeks to eliminate the negative aspects of unequal treatment but does so in a positive manner. By seeking minority community members and actively recruiting them, the City hopes to establish among its employees a minority distribution profile congruent to that which is reflected by the City's population. The Affirmative Action Program is not limited to recruiting but also provides for the training and upgrading of minority group members.

Exhibit I

AFFIRMATIVE ACTION GOALS AND TIME TABLES

| | Short-Range Goals 7/1/85 | | Long-Range Goals 7/1/92 | |
|---|---|---|---|---|
| American Indian | 11 | 1.3% | 14 | 1.5% |
| Asian | 12 | 1.4% | 22 | 2.3% |
| Black | 28 | 3.3% | 31 | 3.3% |
| Hispanic | 77 | 9.1% | 98 | 10.5% |
| Subtotal | 128 | 15.2% | 165 | 17.8% |
| White | 714 | 84.8% | 770 | 82.2% |
| | 842 | | | |
| Female | 145 | 17.2% | 187 | 20.0% |
| Male | 697 | 82.8% | 748 | 80.0% |
| | 842 | | 935 | |

EXHIBIT II

GROUPS BY % OF EMPLOYEES

| | 1980 Census | 1980 | 1981 | 1982 | 1983 | 1984 | 1985 | 1985 Goals* | 1986 | 1992 Goal* |
|---|---|---|---|---|---|---|---|---|---|---|
| American Indian | 1.5 | 1.6 | 1.7 | 1.3 | 1.3 | 1.1 | 1.2 | 1.3 | 1.0 | 1.5 |
| Asian | 2.4 | 1.1 | 1.1 | 1.2 | 1.7 | 1.6 | 1.8 | 1.4 | 1.6 | 2.3 |
| Black | 2.1 | 3.8 | 3.4 | 3.3 | 3.2 | 3.2 | 2.9 | 3.3 | 2.4 | 3.3 |
| Hispanic | 10.5 | 7.1 | 8.3 | 8.7 | 8.9 | 8.9 | 8.6 | 9.1 | 9.2 | 10.5 |
| Subtotal | 16.5 | 13.5 | 14.5 | 14.5 | 15.1 | 14.7 | 14.5 | 15.2 | 14.2 | 17.8 |
| White | 83.5 | 86.5 | 85.5 | 85.5 | 84.9 | 85.3 | 85.5 | 84.8 | 85.8 | 82.2 |
| Male | 46.3 | 83.3 | 83.1 | 83.1 | 82.7 | 82.0 | 81.3 | 82.8 | 80.5 | 80.0 |
| Female | 51.7 | 16.7 | 16.9 | 16.9 | 17.3 | 18.0 | 18.7 | 17.2 | 19.5 | 20.0 |

GROUPS BY NUMBER OF EMPLOYEES

| | Actual 1980 | 1981 | 1982 | 1983 | 1984 | 1985 | 1985 Goal | Actual 1986 | 1992 Goal |
|---|---|---|---|---|---|---|---|---|---|
| American Indian | 13 | 14 | 11 | 11 | 9 | 10 | 11 | 9 | 14 |
| Asian | 9 | 9 | 10 | 14 | 13 | 15 | 12 | 13 | 22 |
| Black | 30 | 28 | 28 | 27 | 26 | 25 | 28 | 21 | 31 |
| Hispanic | 56 | 69 | 73 | 74 | 73 | 73 | 77 | 80 | 98 |
| Subtotal | 108 | 120 | 122 | 126 | 121 | 123 | 128 | 123 | 165 |
| White | 683 | 707 | 720 | 707 | 703 | 727 | 722 | 740 | 770 |
| Male | 566 | 584 | 597 | 582 | 676 | 691 | 704 | 694 | 748 |
| Female | 117 | 123 | 123 | 125 | 148 | 159 | 146 | 169 | 187 |
| TOTAL WORK FORCE | 791 | 827 | 842 | 833 | 824 | 850 | 850 | 863 | 935 |

*Goals adopted by Council 1982

MODESTO CITY COUNCIL
RESOLUTION NO. 87-238

A RESOLUTION ADOPTING AN AFFIRMATIVE ACTION POLICY STATEMENT

WHEREAS, the goal of the City's Personnel system, of which Affirmative Action is an integral part, is to ensure that quality services to the people of the City of Modesto are provided by the most effective staff available; and

WHEREAS, the City Council of the City of Modesto deems it desirable to adopt an Affirmative Action Policy Statement.

NOW, THEREFORE BE IT RESOLVED that the City Council of the City of Modesto does hereby adopt the policy entitled "Affirmative Action Policy Statement", a copy of which is attached hereto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of April, 1987, by Councilmember Patterson , who moved its adoption, which motion being duly seconded by Councilmember McGrath , was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Patterson, Whiteside, Mayor pro tem Muratore |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Sutton, Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

# AFFIRMATIVE ACTION POLICY STATEMENT

The Modesto City Council is committed to the principles of justice, equal opportunity and nondiscrimination in all employment practices. We fully endorse the policy of equal opportunity and have committed the City of Modesto to a program of affirmative action to provide employees and applicants equal employment opportunities in all departments and job classifications within the City. The City's Affirmative Action Program aims at: identifying and eliminating the effects of any past discrimination; removing any artificial barriers to the employment of women, minority and handicapped persons; improving the ratio of women, minority and handicapped employees at all levels of employment so that it approximates parity in the labor market; and providing a continuing program of training and promotion for such employees.

The City Manager is responsible for the implementation of the Affirmative Action Program. The Affirmative Action Program has established and will maintain affirmative action goals and a monitoring system to overcome any effects of past discrimination, either real or perceived. An active effort will be made to recruit women, minorities and handicapped individuals for all employment opportunities within the City.

The Modesto City Council recognizes an individual's right to secure employment with the City of Modesto in any field of endeavor based on his/her merit and qualifications. The City will not participate in discriminatory practices against any person employed or seeking employment because of race, color, religion, sex, national origin, marital status, disablement, age or citizenship. Equal employment opportunity extends, but is not limited to recruitment, advertising, testing, certification, hiring, transfer, promotion, training, compensation, benefits, layoff, termination and all other conditions of employment.

As an integral part of the Modesto City Council's affirmative action policy the Council also recognizes the need to actively recruit, identify and encourage minority enterprises to enter the contract bidding process of the City of Modesto. As potential minority bidders are identified, they will be contacted and made familiar with the bidding process. Contractors awarded public works contracts are required to comply with applicable federal and state laws and regulations relating to affirmative action in the work place.

MODESTO CITY COUNCIL
RESOLUTION NO. 87-239

A RESOLUTION RESCINDING CITY COUNCIL POLICY NO. 2.003 ENTITLED "ANGLE PARKING SAFETY" AS ADOPTED BY RESOLUTION NO. 62-20

WHEREAS, on January 8, 1962, the City Council of the City of Modesto adopted a policy entitled "Angle Parking Safety", by Resolution No. 62-20.

NOW, THEREFORE BE IT RESOLVED that the City Council of the City of Modesto does hereby rescind Policy No. 21003 entitled, "Angle Parking Safety", as adopted by Resolution No. 62-20, adopted January 8, 1962.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of April, 1987, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Patterson, Mayor pro tem Muratore

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-240

A RESOLUTION ESTABLISHING ANGLE PARKING IN THE CITY OF MODESTO AND RESCINDING RESOLUTION NO. 83-526.

WHEREAS, Chapter 2 of Title III of the Modesto Municipal Code authorizes the City Council, by resolution, to establish angle parking in the City of Modesto,

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

SECTION 1. ANGLE PARKING. Angle parking is hereby established at the following locations:

Angle Parking:

Portions of 10th Street, between I & K Streets (west side) (diagonal)

18th Street, between G and H Streets (west side) (diagonal)

Chestnut Street, between Jefferson and Madison Streets (south side) (diagonal)

Jefferson Street, between Chestnut and Elm Streets (west side) (diagonal)

F Street, between 10th and 11th Streets (south side) (diagonal)

I Street, between 9th and 12th Streets (both sides) (diagonal)

P Street, between 9th and Needham Streets (both sides) (diagonal)

SECTION 2. The Director of Parking and Traffic is hereby directed to implement the provisions of this resolution.

SECTION 3. Resolution No. 83-526 is hereby rescinded.

RESCINDED

1992-82

THIS RESOLUTION WAS RESCINDED BY MODESTO CITY COUNCIL RESOLUTION NO.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of April, 1987, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Patterson, Whiteside, Mayor pro tem Muratore

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-241

A RESOLUTION APPROVING THE CIRCULATION ELEMENT IMPLEMENTATION STRATEGIES, EXCLUDING THE WOODLAND AVENUE/FREEWAY 99 INTERCHANGE, AS RECOMMENDED BY THE PLANNING COMMISSION.

WHEREAS, in November 1986, the City Council adopted the Circulation Element of the Modesto Urban Area General Plan which outlined the various traffic and transportation improvements and policies, and

WHEREAS, the Planning Commission has studied the need to implement the Circulation Element, and

WHEREAS, a listing of projects in the Circulation Element and a listing of priorities was presented to the Planning Commission at its regular meeting of March 2, 1987, at which meeting evidence, both oral and documentary was received and considered, and

WHEREAS, the Planning Commission found and determined that it is in the best interest of the general public to adopt the implementation strategies for the reason stated in Planning Commission Resolution No. 87-26 and quoted below:

> The implementation strategies provide direction for staff regarding implementation of the Circulation Element.

and

WHEREAS, the Planning Commission, by said Resolution No. 87-26, recommended to the City Council the adoption of the "Circulation Element Implementation Strategies", labeled Recommended by the Planning Commission on March 2, 1987, a copy of which is marked Exhibit A and attached hereto, and

WHEREAS, said matter was considered by the Council at its meeting held on March 17, 1987, and

WHEREAS, said matter was also considered at a joint City Council/Planning Commission study session held on March 30, 1987, and

WHEREAS, said matter was further considered by the Council at its meeting held on April 7, 1987,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it does hereby approve the Circulation Element implementation strategies, excluding the Woodland Avenue/Freeway 99 Interchange, a copy of which is marked Exhibit A, attached hereto, and incorporated herein by reference.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of April, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Patterson, Whiteside, Mayor Pro Tem Muratore

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

LISTING NO. 2

# TOP PRIORITY PROJECTS
# FOR FIRST THREE FISCAL YEARS
# CIRCULATION ELEMENT IMPLEMENTATION
As Recommended by Planning Commission, March 2, 1987

## 1986/87

1. CalTrans-City Task Force begin meeting to pin down improved freeway 99 access

2. Develop Street Funding Strategies.

   a. Analyze applicability of improvement districts, facilities improvement fees, developer fees, benefit assessments and other funding mechanisms.

   b. Set in motion countywide sales tax for roadway improvements

3. Restripe McHenry Avenue to six lanes from north of Orangeburg Avenue to North City Limits

4. Initiate left-turn pocket study on collector streets that have over 7,500 vpd.

5. Start priority list and timing for major street widening projects, four to six lanes

## 1987/88

Change multiple street names on major streets to one name:
First quarter - confer with County
Second quarter - Standiford/Sylvan
Third quarter - Lincoln/Lakewood/Roselle
Fourth quarter - Mitchell/El Vista/Oakdale

1. Synchronize traffic signals on Briggsmore Avenue

2a. Complete specific plan for Pelandale Avenue, an expressway, freeway 99 to Oakdale (consultant)

2b. Complete specific plan for Pelandale Avenue, an expressway, from Oakdale to Claus (consultant); complete specific plan for Claus Road, an expressway, from Santa Fe Railroad to Yosemite (consultant)

3. Restripe McHenry Avenue to six lanes from MID Lateral 4 to Orangeburg Avenue

"EXHIBIT A"

4a. Complete specific plan for Tenaya Avenue, a major street (consultant)

4b. Complete specific plan for Floyd Avenue, a major street (consultant)

5. Revise the design of the East Orangeburg Avenue intersections at Coffee Road and Oakdale Road to encourage diversion of traffic from East Orangeburg Avenue to Briggsmore Avenue by changing traffic signal timinig and restriping intersections

6. Construct bicycle-pedestrian bridge over Dry Creek

7. Update Airport Master Plan

8. Complete widening of Mitchell Road Bridge

<u>1988/89</u>

1. Change multiple street names on major streets to one name:
   First quarter - North 9th/9th/South 9th
   Second quarter - Claus/Garner/Faith Home
   Third quarter - Pelandale/Claratina

2. Synchronize traffic signals on Sylvan and Standiford Avenues

3. Trial closure of Carver, Sunrise, and Rose at Briggsmore Avenue

4. Seventh Street Bridge Replacement

5. Relocate SPRR depot and complete construction of transportation center

6. Complete Jennie/Grand Bridge

7. Construct an expanded bus maintenance facility at the City Corporation Yard

LISTING NO. 1

# CIRCULATION ELEMENT
# IMPLEMENTATION STRATEGIES
# (PRIORITY LISTING BY CATEGORY)
# AS ADOPTED BY CITY COUNCIL, APRIL 7, 1987

| PROJECTS | ACTION REQUIRED FOR IMPLEMENTATION | POTENTIAL FUNDING SOURCES | TIMING AND REMARKS (FISCAL YEAR) |
|---|---|---|---|
| POLICIES AND PLANS | | | |
| 1. Street Funding Strategies<br>a. Analyze applicability of improvement districts, facilities improvement fees, developer fees, benefit area assessments and other funding mechanisms | Study Committee appointed | Assessment districts, developer fees | 1986/87 |
| b. Set in motion countywide sales tax for roadway improvements | Enabling legislation from State required C/C ordinance | Sales Tax increase | 1986/87 |
| 2. Change multiple street names on major streets to one name, (by priority):<br>a. Standiford/Sylvan<br>b. Lincoln/Lakewood/Roselle<br>c. Mitchell/El Vista/Oakdale<br>d. N. 9th/9th/S. 9th<br>e. Claus/Garner/Faith Home<br>f. Pelandale/Claratina<br>g. Brink/Morse/Nebraska<br>h. Kiernan/Claribel | Cooperation with Stanislaus County to gain support.<br>P/C informal hearing and recommendation.<br>C/C informal public hearing and adoption. | The cost of new street name signs will be borne by City from General fund | 1987- a meeting with the County. Three streets per year is optimum.<br>a. 1987/88<br>b. 1987/88<br>c. 1987/88<br>d. 1988/89<br>e. 1988/89<br>f. 1988/89<br>g. 1989/90<br>h. 1989/90 |
| 3. Update Airport Master Plan | C/C resolution | FAA/Local - 90/10% | 1987/88 |

EXHIBIT A

041387

2925CA

CIRCULATION ELEMENT
IMPLEMENTATION STRATEGIES
(PRIORITY LISTING BY CATEGORY)
AS ADOPTED BY CITY COUNCIL, APRIL 7, 1987

| PROJECTS | ACTION REQUIRED FOR IMPLEMENTATION | POTENTIAL FUNDING SOURCES | TIMING AND REMARKS (FISCAL YEAR) |
|---|---|---|---|
| TRAFFIC IMPROVEMENTS | | | |
| 1. Increase to six lanes where possible some four-lane majors:<br>a. Yosemite, Oakdale, El Vista, Scenic, Prescott and Briggsmore<br>b. McHenry Avenue from North of Orangeburg Avenue to North City Limits<br>c. McHenry Avenue from MID Lateral 4 to Orangeburg Avenue | P&T, priority list<br>P/C recommendation via CIP<br>C/C resolution | Gas Tax/LTF/ General Fund | a. 1986/87-start of suggested priorit list and timing.<br>b. 1986/87<br>c. 1987/88 |
| 2. Revise the design of East Orangeburg Avenue intersections at Coffee Road and Oakdale Road to encourage diversion of traffic from East Orangeburg Avenue to Briggsmore Avenue by changing traffic signal timing and restriping intersections. | P&T study<br>P/C public hearing and recommendation.<br>C/C public hearing and resolution | Gas Tax/LTF/ General Fund | 1987/88 |
| 3. Synchronize all major street signals. Initial candidates by priority:<br>a. Briggsmore Avenue<br>b. Sylvan/Standiford | P&T feasibility study<br>P/C recommendation via CIP<br>C/C resolution | Gas Tax/LTF/ General Fund | Briggsmore 1987/88<br>Sylvan/Standiford 1988/89 |
| 4. Trial closure of collector street crossings of Briggsmore Expressway, e.g., Carver, Sunrise, and Rose Avenues | D of P&CD & P&T study<br>P/C public hearing and recommendation<br>C/C public hearing and resolution | General Fund | 1988/89 Carver Sunrise Rose |
| 5. Lengthen left-turn pockets on busier intersecting collector streets to 125 feet plus transition area | P&T study of pertinent streets<br>P/C public hearing recommendation via CIP<br>C/C resolution | LTF/Gas Tax | 1986/87 initiate stud on collector streets over 7,500 vpd |

CIRCULATION ELEMENT
IMPLEMENTATION STRATEGIES
(PRIORITY LISTING BY CATEGORY)
AS ADOPTED BY CITY COUNCIL, APRIL 7, 1987

| PROJECTS | ACTION REQUIRED FOR IMPLEMENTATION | POTENTIAL FUNDING SOURCES | TIMING AND REMARKS (FISCAL YEAR) |
|---|---|---|---|
| NEW CONSTRUCTION | | | |
| New Major Streets: | | | |
| 1. Tenaya Avenue (Mitchell Road to MID Lateral No. 1 northerly on Santa Cruz to Yosemite Boulevard) | Consultant preparation of a specific plan P/C public hearing and recommendation C/C public hearing and resolution | FAU/LTF/City | 1987/88 - top priori specific plan by consultant |
| 2. Floyd Avenue (Oakdale Road to Claus Road) | Consultant preparation of a specific plan P/C public hearing and recommendation C/C public hearing and resolution | City/Developer participation/FAU | 1987/88 - specific plan by consultant |
| 3. Reopen Blue Gum/SPRR grade crossing to North 9th Street. Redesign Blue Gum from Carpenter to 9th Street as a major street | Negotiations with railroad and PUC approval. Southern Pacific approval | City/developer dedication, benefit Area Assess., LTF, FAU | Should be function of development of Colleg West |
| New Expressway Loop: (and consideration of future mass transit facilities in corridor): | Initial step on all is for staff to prepare specific plan, involve County, add to RTP, TIP, and STP, P/C public hearing and recommendation C/C public hearing and resolution | FAU/Developer participation applies to all expressway loop, sales tax increase if enacted | The priority is based on perceived development pressure in the area of any given expressway unit. The initial set of dates pertain to completion of specific plans by consultant. |

041387

2925CA

CIRCULATION ELEMENT
IMPLEMENTATION STRATEGIES
(PRIORITY LISTING BY CATEGORY)
AS ADOPTED BY CITY COUNCIL, APRIL 7, 1987

| PROJECTS | ACTION REQUIRED FOR IMPLEMENTATION | POTENTIAL FUNDING SOURCES | TIMING AND REMARKS (FISCAL YEAR) |
|---|---|---|---|
| 1. Upgrade Pelandale Avenue (including Claratina Avenue) to a six-lane expressway from Freeway 99 to Oakdale. Reexamine and modify existing precise plans | | | 1987/88 |
| 2. New six-lane expressway segment for Pelandale Avenue from Oakdale Road to Claus Road. New six-lane expressway segment for Claus Road from Santa Fe Railroad to Yosemite Boulevard including jog to align with Garner | | | 1987/88 |
| 3. Upgrade Nebraska/Morse/Brink to a six-lane expressway from Paradise to Beckwith. | | | 1989/90 |
| 4. Upgrade Garner/Faith Home to a six-lane expressway from Yosemite to Hatch | | | 1990/91 |
| 5. Upgrade Hatch to a six-lane expressway from Faith Home to Carpenter | | | 1990/91 |
| 6. New six-lane expressway from Carpenter Road westerly to Nebraska along the Tuolumne River | | | 1990/91 |
| <u>Freeway 99 Improvements</u>: | | | |
| 1. Add an interchange at Woodland Avenue | All projects would have to be in RTP, TIP & STP The opening step is to meet with Caltrans as a Task Force to review list of projects. | State and local matches, developer dedication, Benefit Area Assess., LTF, FAU, Mello-Roos, sales tax measure if enacted. | CalTrans Task Force begin meeting in 1986-87 |

CIRCULATION ELEMENT
IMPLEMENTATION STRATEGIES
(PRIORITY LISTING BY CATEGORY)
AS ADOPTED BY CITY COUNCIL, APRIL 7, 1987

| PROJECTS | ACTION REQUIRED FOR IMPLEMENTATION | POTENTIAL FUNDING SOURCES | TIMING AND REMARKS (FISCAL YEAR) |
|---|---|---|---|
| 2. New southbound Freeway 99 off-ramp under Carpenter Road to North 9th Street | | | |
| 3. New northbound Freeway 99 off-ramp to West Orangeburg | | | |
| 4. New southbound Sisk to northbound Freeway 99 on-ramp | | | |
| 5. Add northbound Freeway 99 off-ramp leading into the Vintage Faire Mall parking lot | | | |
| 6. Widen off-ramp and overpass at the Pelandale interchange | | | |
| <u>Bridges</u>: | | | |
| 1. Mitchell Widening | County Program RTP | LTF/FAU | 1987/88 |
| 2. Jennie/Grand | Underway | State Funding | 1988/89 |
| 3. Lincoln/Lakewood | STP/RTP | LTF/FAU<br>Broad funding like sales tax needed | When funding availabl |
| 4. Richland/Tioga | STP/RTP | LTF/FAU<br>Broad funding like sales tax needed | When funding availabl |
| 5. Seventh Street Bridge Replacement | Develop County/City Agreement | Federal Bridge Replacement Fund | 1988/89<br>match |

CIRCULATION ELEMENT
IMPLEMENTATION STRATEGIES
(PRIORITY LISTING BY CATEGORY)
AS ADOPTED BY CITY COUNCIL, APRIL 7, 1987

| PROJECTS | ACTION REQUIRED FOR IMPLEMENTATION | POTENTIAL FUNDING SOURCES | TIMING AND REMARKS (FISCAL YEAR) |
|---|---|---|---|
| 6. Faith Home Road over Tuolumne River | County, City, Ceres Agreements<br>STP | LTF/FAU<br>Broad funding like sales tax needed | When funding available |
| <u>Railroads</u> | | | |
| 1. Request that Amtrak serve Modesto on SPRR tracks as a condition of SPRR/SFRR merger | C/C Resolution (Merger denied in July 1986) | General Fund | Ongoing |
| 2. Grade separation of downtown streets from SPRR and UPRR. The consultants report lists several options and recommends two:<br>a. Construction and extension of Tuolumne Boulevard under 7th Street, Union Pacific and Southern Pacific tracks and 9th Street. Preserve tracks for future light rail use<br>b. A vehicular overpass of the SPRR and UPRR between Needham and Kansas Avenue | 1. Selection of alternatives, preparation of specific plan, P/C public hearing and recommendation C/C public hearing and adoption<br><br>2. Construction: PUC approval, SPRR agreement, Caltrans approval | General Fund<br>Federal Funding<br><br>UMTA Grant<br>LTF | 1. When grant money received<br>2. Within three years of grant approval. |
| <u>Bicycle Project</u>: | | | |
| Construct a bicycle-pedestrian bridge to link the Dry Creek Park Trail to bike lane on Coffee Road | City Council award of construction contract | LTF-Nonmotorized Funds | 1987/88 |

CIRCULATION ELEMENT
IMPLEMENTATION STRATEGIES
(PRIORITY LISTING BY CATEGORY)
AS ADOPTED BY CITY COUNCIL, APRIL 7, 1987

| PROJECTS | ACTION REQUIRED FOR IMPLEMENTATION | POTENTIAL FUNDING SOURCES | TIMING AND REMARKS (FISCAL YEAR) |
|---|---|---|---|
| Transit: | | | |
| 1. Relocate Southern Pacific Railroad Depot and complete construction of transportation center | Funding and final plans near completion, construction start in 1987 | UMTA | 1988/89 |
| 2. Construct an expanded bus maintenance facility at the City Corporation Yard | City Council award of construction contract | UMTA Grant | 1988/89 |
| 3. Preserve median right-of-way Briggsmore Avenue for light rail | Already preserved | None needed | Completed |
| 4. Preserve rail right-of-way on Virginia Avenue for potential future use for light rail | Negotiation with Union Pacific Railroad for rail right-of-way | UMTA, sales tax | When light rail i feasible |
| Airport: | | | |
| 1. Add hotel and restaurant at airport | Agreement with developer | Private funding | At such time funding becomes feasible |
| 2. Expand airport passenger terminal | County, Fed, and City Approval | FAA grant Developer contribution | At such time funding becomes feasible |

MODESTO CITY COUNCIL
RESOLUTION NO. 87-241A

A RESOLUTION APPROVING THE CIRCULATION ELEMENT IMPLEMENTATION STRATEGIES AS TO WOODLAND AVENUE/FREEWAY 99 INTERCHANGE AS RECOMMENDED BY THE PLANNING COMMISSION.

WHEREAS, in November 1986, the City Council adopted the Circulation Element of the Modesto Urban Area General Plan which outlined the various traffic and transportation improvements and policies, and

WHEREAS, the Planning Commission has studied the need to implement the Circulation Element, and

WHEREAS, a listing of projects in the Circulation Element and a listing of priorities was presented to the Planning Commission at its regular meeting of March 2, 1987, at which meeting evidence, both oral and documentary was received and considered, and

WHEREAS, the Planning Commission found and determined that it is in the best interest of the general public to adopt the implementation strategies for the reason stated in Planning Commission Resolution No. 87-26 and quoted below:

> The implementation strategies provide direction for staff regarding implementation of the Circulation Element.

and

WHEREAS, the Planning Commission, by said Resolution No. 87-26, recommended to the City Council the adoption of the "Circulation Element Implementation Strategies", labeled Recommended by the Planning Commission on March 2, 1987, a copy of which is marked Exhibit A and attached hereto, and

WHEREAS, said matter was considered by the Council at its meeting held on March 17, 1987, and

WHEREAS, said matter was also considered at a joint City Council/Planning Commission study session held on March 30, 1987, and

WHEREAS, said matter was further considered by the Council at its meeting held on April 7, 1987,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it does hereby approve the Circulation Element implementation strategies as to the Woodland Avenue/Freeway 99 Interchange, a copy of which is marked Exhibit A, attached hereto, and incorporated herein by reference.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of April, 1987, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Whiteside,, Mayor Pro Tem Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Muratore, Sutton, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

LISTING NO. 1

# CIRCULATION ELEMENT
# IMPLEMENTATION STRATEGIES
# (PRIORITY LISTING BY CATEGORY)
# AS RECOMMENDED BY PLANNING COMMISSION, MARCH 2, 1987

| PROJECTS | ACTION REQUIRED FOR IMPLEMENTATION | POTENTIAL FUNDING SOURCES | TIMING AND REMARKS (FISCAL YEAR) |
|---|---|---|---|
| POLICIES AND PLANS | | | |
| 1. Street Funding Strategies<br>a. Analyze applicability of improvement districts, facilities improvement fees, developer fees, benefit area assessments and other funding mechanisms | Study Committee appointed | Assessment districts, developer fees | 1986/87 |
| b. Set in motion countywide sales tax for roadway improvements | Enabling legislation from State required<br>C/C ordinance | Sales Tax increase | 1986/87 |
| 2. Change multiple street names on major streets to one name, (by priority):<br>a. Standiford/Sylvan<br>b. Lincoln/Lakewood/Roselle<br>c. Mitchell/El Vista/Oakdale<br>d. N. 9th/9th/S. 9th<br>e. Claus/Garner/Faith Home<br>f. Pelandale/Claratina<br>g. Brink/Morse/Nebraska<br>h. Kiernan/Claribel | Cooperation with Stanislaus County to gain support.<br>P/C informal hearing and recommendation.<br>C/C informal public hearing and adoption. | The cost of new street name signs will be borne by City from General fund | 1987- a meeting with the County. Three streets per year is optimum.<br>a. 1987/88<br>b. 1987/88<br>c. 1987/88<br>d. 1988/89<br>e. 1988/89<br>f. 1988/89<br>g. 1989/90<br>h. 1989/90 |
| 3. Update Airport Master Plan | C/C resolution | FAA/Local - 90/10% | 1991/92 |
| 4. Update Airport Financial Plan | C/C resolution | FAA/Local - 90/10% | 1991/92 |
| 5. Develop and implement Airport Marketing Plan | C/C resolution | FAA/Local - 90/10% | 1991/92 |

EXHIBIT A

LISTING NO. 2

# TOP PRIORITY PROJECTS
# FOR FIRST THREE FISCAL YEARS
# CIRCULATION ELEMENT IMPLEMENTATION
As Recommended by Planning Commission, March 2, 1987

## 1986/87

1. CalTrans-City Task Force begin meeting to pin down improved freeway 99 access

2. Develop Street Funding Strategies.

   a. Analyze applicability of improvement districts, facilities improvement fees, developer fees, benefit assessments and other funding mechanisms.

   b. Set in motion countywide sales tax for roadway improvements

3. Restripe McHenry Avenue to six lanes from north of Orangeburg Avenue to North City Limits

4. Initiate left-turn pocket study on collector streets that have over 7,500 vpd.

5. Start priority list and timing for major street widening projects, four to six lanes

## 1987/88

Change multiple street names on major streets to one name:
First quarter - confer with County
Second quarter - Standiford/Sylvan
Third quarter - Lincoln/Lakewood/Roselle
Fourth quarter - Mitchell/El Vista/Oakdale

1. Synchronize traffic signals on Briggsmore Avenue

2a. Complete specific plan for Pelandale Avenue, an expressway, freeway 99 to Oakdale (consultant)

2b. Complete specific plan for Pelandale Avenue, an expressway, from Oakdale to Claus (consultant); complete specific plan for Claus Road, an expressway, from Santa Fe Railroad to Yosemite (consultant)

3. Restripe McHenry Avenue to six lanes from MID Lateral 4 to Orangeburg Avenue

"EXHIBIT A"

4a. Complete specific plan for Tenaya Avenue, a major street (consultant)

4b. Complete specific plan for Floyd Avenue, a major street (consultant)

5. Revise the design of the East Orangeburg Avenue intersections at Coffee Road and Oakdale Road to encourage diversion of traffic from East Orangeburg Avenue to Briggsmore Avenue by changing traffic signal timinig and restriping intersections

6. Construct bicycle-pedestrian bridge over Dry Creek

7. Update Airport Master Plan

8. Complete widening of Mitchell Road Bridge

<u>1988/89</u>

1. Change multiple street names on major streets to one name:
   First quarter - North 9th/9th/South 9th
   Second quarter - Claus/Garner/Faith Home
   Third quarter - Pelandale/Claratina

2. Synchronize traffic signals on Sylvan and Standiford Avenues

3. Trial closure of Carver, Sunrise, and Rose at Briggsmore Avenue

4. Seventh Street Bridge Replacement

5. Relocate SPRR depot and complete construction of transportation center

6. Complete Jennie/Grand Bridge

7. Construct an expanded bus maintenance facility at the City Corporation Yard

LISTING NO. 1

# CIRCULATION ELEMENT
# IMPLEMENTATION STRATEGIES
# (PRIORITY LISTING BY CATEGORY)
# AS ADOPTED BY CITY COUNCIL, APRIL 7, 1987

| PROJECTS | ACTION REQUIRED FOR IMPLEMENTATION | POTENTIAL FUNDING SOURCES | TIMING AND REMARKS (FISCAL YEAR) |
|---|---|---|---|
| POLICIES AND PLANS | | | |
| 1. Street Funding Strategies<br>a. Analyze applicability of improvement districts, facilities improvement fees, developer fees, benefit area assessments and other funding mechanisms | Study Committee appointed | Assessment districts, developer fees | 1986/87 |
| b. Set in motion countywide sales tax for roadway improvements | Enabling legislation from State required<br>C/C ordinance | Sales Tax increase | 1986/87 |
| 2. Change multiple street names on major streets to one name, (by priority):<br>a. Standiford/Sylvan<br>b. Lincoln/Lakewood/Roselle<br>c. Mitchell/El Vista/Oakdale<br>d. N. 9th/9th/S. 9th<br>e. Claus/Garner/Faith Home<br>f. Pelandale/Claratina<br>g. Brink/Morse/Nebraska<br>h. Kiernan/Claribel | Cooperation with Stanislaus County to gain support.<br>P/C informal hearing and recommendation.<br>C/C informal public hearing and adoption. | The cost of new street name signs will be borne by City from General fund | 1987- a meeting with the County. Three streets per year is optimum.<br>a. 1987/88<br>b. 1987/88<br>c. 1987/88<br>d. 1988/89<br>e. 1988/89<br>f. 1988/89<br>g. 1989/90<br>h. 1989/90 |
| 3. Update Airport Master Plan | C/C resolution | FAA/Local - 90/10% | 1987/88 |

CIRCULATION ELEMENT
IMPLEMENTATION STRATEGIES
(PRIORITY LISTING BY CATEGORY)
AS ADOPTED BY CITY COUNCIL, APRIL 7, 1987

| PROJECTS | ACTION REQUIRED FOR IMPLEMENTATION | POTENTIAL FUNDING SOURCES | TIMING AND REMARKS (FISCAL YEAR) |
|---|---|---|---|
| TRAFFIC IMPROVEMENTS | | | |
| 1. Increase to six lanes where possible some four-lane majors:<br>a. Yosemite, Oakdale, El Vista, Scenic, Prescott and Briggsmore<br>b. McHenry Avenue from North of Orangeburg Avenue to North City Limits<br>c. McHenry Avenue from MID Lateral 4 to Orangeburg Avenue | P&T, priority list<br>P/C recommendation via CIP<br>C/C resolution | Gas Tax/LTF/ General Fund | a. 1986/87-start of suggested priority list and timing.<br>b. 1986/87<br>c. 1987/88 |
| 2. Revise the design of East Orangeburg Avenue intersections at Coffee Road and Oakdale Road to encourage diversion of traffic from East Orangeburg Avenue to Briggsmore Avenue by changing traffic signal timing and restriping intersections. | P&T study<br>P/C public hearing and recommendation.<br>C/C public hearing and resolution | Gas Tax/LTF/ General Fund | 1987/88 |
| 3. Synchronize all major street signals. Initial candidates by priority:<br>a. Briggsmore Avenue<br>b. Sylvan/Standiford | P&T feasibility study<br>P/C recommendation via CIP<br>C/C resolution | Gas Tax/LTF/ General Fund | Briggsmore 1987/88<br>Sylvan/Standiford 1988/89 |
| 4. Trial closure of collector street crossings of Briggsmore Expressway, e.g., Carver, Sunrise, and Rose Avenues | D of P&CD & P&T study<br>P/C public hearing and recommendation<br>C/C public hearing and resolution | General Fund | 1988/89 Carver Sunrise Rose |
| 5. Lengthen left-turn pockets on busier intersecting collector streets to 125 feet plus transition area | P&T study of pertinent streets<br>P/C public hearing recommendation via CIP<br>C/C resolution | LTF/Gas Tax | 1986/87 initiate study on collector streets over 7,500 vpd |

CIRCULATION ELEMENT
IMPLEMENTATION STRATEGIES
(PRIORITY LISTING BY CATEGORY)
AS ADOPTED BY CITY COUNCIL, APRIL 7, 1987

| PROJECTS | ACTION REQUIRED FOR IMPLEMENTATION | POTENTIAL FUNDING SOURCES | TIMING AND REMARKS (FISCAL YEAR) |
|---|---|---|---|
| NEW CONSTRUCTION | | | |
| New Major Streets: | | | |
| 1. Tenaya Avenue (Mitchell Road to MID Lateral No. 1 northerly on Santa Cruz to Yosemite Boulevard) | Consultant preparation of a specific plan P/C public hearing and recommendation C/C public hearing and resolution | FAU/LTF/City | 1987/88 - top priority specific plan by consultant |
| 2. Floyd Avenue (Oakdale Road to Claus Road) | Consultant preparation of a specific plan P/C public hearing and recommendation C/C public hearing and resolution | City/Developer participation/FAU | 1987/88 - specific plan by consultant |
| 3. Reopen Blue Gum/SPRR grade crossing to North 9th Street. Redesign Blue Gum from Carpenter to 9th Street as a major street | Negotiations with railroad and PUC approval. Southern Pacific approval | City/developer dedication, benefit Area Assess., LTF, FAU | Should be function of development of College West |
| New Expressway Loop: (and consideration of future mass transit facilities in corridor): | Initial step on all is for staff to prepare specific plan, involve County, add to RTP, TIP, and STP, P/C public hearing and recommendation C/C public hearing and resolution | FAU/Developer participation applies to all expressway loop, sales tax increase if enacted | The priority is based on perceived development pressure in the area of any given expressway unit. The initial set of dates pertain to completion of specific plans by consultant. |

041387

2929CA

CIRCULATION ELEMENT
IMPLEMENTATION STRATEGIES
(PRIORITY LISTING BY CATEGORY)
AS ADOPTED BY CITY COUNCIL, APRIL 7, 1987

| PROJECTS | ACTION REQUIRED FOR IMPLEMENTATION | POTENTIAL FUNDING SOURCES | TIMING AND REMARKS (FISCAL YEAR) |
|---|---|---|---|
| 1. Upgrade Pelandale Avenue (including Claratina Avenue) to a six-lane expressway from Freeway 99 to Oakdale. Reexamine and modify existing precise plans | | | 1987/88 |
| 2. New six-lane expressway segment for Pelandale Avenue from Oakdale Road to Claus Road. New six-lane expressway segment for Claus Road from Santa Fe Railroad to Yosemite Boulevard including jog to align with Garner | | | 1987/88 |
| 3. Upgrade Nebraska/Morse/Brink to a six-lane expressway from Paradise to Beckwith. | | | 1989/90 |
| 4. Upgrade Garner/Faith Home to a six-lane expressway from Yosemite to Hatch | | | 1990/91 |
| 5. Upgrade Hatch to a six-lane expressway from Faith Home to Carpenter | | | 1990/91 |
| 6. New six-lane expressway from Carpenter Road westerly to Nebraska along the Tuolumne River | | | 1990/91 |
| <u>Freeway 99 Improvements</u>: | | | |
| 1. Add an interchange at Woodland Avenue | All projects would have to be in RTP, TIP & STP The opening step is to meet with Caltrans as a Task Force to review list of projects. | State and local matches, developer dedication, Benefit Area Assess., LTF, FAU, Mello-Roos, sales tax measure if enacted. | CalTrans Task Force begin meeting in 1986-87 |

CIRCULATION ELEMENT
IMPLEMENTATION STRATEGIES
(PRIORITY LISTING BY CATEGORY)
AS ADOPTED BY CITY COUNCIL, APRIL 7, 1987

| PROJECTS | ACTION REQUIRED FOR IMPLEMENTATION | POTENTIAL FUNDING SOURCES | TIMING AND REMARKS (FISCAL YEAR) |
|---|---|---|---|
| 2. New southbound Freeway 99 off-ramp under Carpenter Road to North 9th Street | | | |
| 3. New northbound Freeway 99 off-ramp to West Orangeburg | | | |
| 4. New southbound Sisk to northbound Freeway 99 on-ramp | | | |
| 5. Add northbound Freeway 99 off-ramp leading into the Vintage Faire Mall parking lot | | | |
| 6. Widen off-ramp and overpass at the Pelandale interchange | | | |
| <u>Bridges</u>: | | | |
| 1. Mitchell Widening | County Program RTP | LTF/FAU | 1987/88 |
| 2. Jennie/Grand | Underway | State Funding | 1988/89 |
| 3. Lincoln/Lakewood | STP/RTP | LTF/FAU<br>Broad funding like sales tax needed | When funding available |
| 4. Richland/Tioga | STP/RTP | LTF/FAU<br>Broad funding like sales tax needed | When funding available |
| 5. Seventh Street Bridge Replacement | Develop County/City Agreement | Federal Bridge Replacement Fund | 1988/89<br>match |

041387

2929CA

CIRCULATION ELEMENT
IMPLEMENTATION STRATEGIES
(PRIORITY LISTING BY CATEGORY)
AS ADOPTED BY CITY COUNCIL, APRIL 7, 1987

| PROJECTS | ACTION REQUIRED FOR IMPLEMENTATION | POTENTIAL FUNDING SOURCES | TIMING AND REMARKS (FISCAL YEAR) |
|---|---|---|---|
| 6. Faith Home Road over Tuolumne River | County, City, Ceres Agreements<br>STP | LTF/FAU<br>Broad funding like sales tax needed | When funding availabl |
| <u>Railroads</u> | | | |
| 1. Request that Amtrak serve Modesto on SPRR tracks as a condition of SPRR/SFRR merger | C/C Resolution (Merger denied in July 1986) | General Fund | Ongoing |
| 2. Grade separation of downtown streets from SPRR and UPRR. The consultants report lists several options and recommends two:<br>a. Construction and extension of Tuolumne Boulevard under 7th Street, Union Pacific and Southern Pacific tracks and 9th Street. Preserve tracks for future light rail use<br>b. A vehicular overpass of the SPRR and UPRR between Needham and Kansas Avenue | 1. Selection of alternatives, preparation of specific plan, P/C public hearing and recommendation C/C public hearing and adoption<br><br>2. Construction: PUC approval, SPRR agreement, Caltrans approval | General Fund<br>Federal Funding<br><br>UMTA Grant<br>LTF | 1. When grant mone received<br>2. Within three years of grant approval. |
| <u>Bicycle Project</u>: | | | |
| Construct a bicycle-pedestrian bridge to link the Dry Creek Park Trail to bike lane on Coffee Road | City Council award of construction contract | LTF-Nonmotorized Funds | 1987/88 |

CIRCULATION ELEMENT
IMPLEMENTATION STRATEGIES
(PRIORITY LISTING BY CATEGORY)
AS ADOPTED BY CITY COUNCIL, APRIL 7, 1987

| PROJECTS | ACTION REQUIRED FOR IMPLEMENTATION | POTENTIAL FUNDING SOURCES | TIMING AND REMARKS (FISCAL YEAR) |
|---|---|---|---|
| Transit: | | | |
| 1. Relocate Southern Pacific Railroad Depot and complete construction of transportation center | Funding and final plans near completion, construction start in 1987 | UMTA | 1988/89 |
| 2. Construct an expanded bus maintenance facility at the City Corporation Yard | City Council award of construction contract | UMTA Grant | 1988/89 |
| 3. Preserve median right-of-way Briggsmore Avenue for light rail | Already preserved | None needed | Completed |
| 4. Preserve rail right-of-way on Virginia Avenue for potential future use for light rail | Negotiation with Union Pacific Railroad for rail right-of-way | UMTA, sales tax | When light rail i feasible |
| Airport: | | | |
| 1. Add hotel and restaurant at airport | Agreement with developer | Private funding | At such time funding becomes feasible |
| 2. Expand airport passenger terminal | County, Fed, and City Approval | FAA grant Developer contribution | At such time funding becomes feasible |

MODESTO CITY COUNCIL
RESOLUTION NO. 87-242

A RESOLUTION TERMINATING PUBLIC FACILITIES DISTRICT 2 AND THE AREA OF BENEFIT ESTABLISHED FOR SAID DISTRICT.

WHEREAS, on January 20, 1987 this Council adopted Resolution No. 87-52 which proposed to establish Public Facilities District 2 for the purpose of acquiring right of way and constructing curb, gutter and sidewalk at 2405 E. Orangeburg Avenue in the City of Modesto (the "project"), and

WHEREAS, on January 27, 1987 this Council adopted Resolution No. 87-82 which declared the Council's intention to establish Public Facilities District 2 for said purpose, and

WHEREAS, on February 17, 1987, this Council established Public Facilities District 2 and established the area of benefit for said district, and

WHEREAS, the right of way for the project has been dedicated by the property owners and the installation of the curb, gutter and sidewalk can be accomplished more efficiently through the City's Mandatory Sidewalk Program, and

WHEREAS, this Council desires to terminate Public Facilities District 2 and the area of benefit established for said district, and

WHEREAS, on March 17, 1987, this Council adopted Resolution No. 87-203 which declared the Council's intention to terminate Public Facilities District 2 and the area of benefit established for said district, and set a public hearing for April 7, 1987 at the hour of 4:00 p.m. in the Council Chambers, 801 11th Street, Modesto, California, and

WHEREAS, a public hearing was held at said time and place and after hearing testimony, both oral and written, this Council found and determined that said Public Facilities District 2 and the area of benefit established for said district should be terminated because the right of way for the project has been dedicated by the property owners and the installation of the curb, gutter and sidewalk can be accomplished more efficiently through the City's Mandatory Sidewalk Program.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Public Facilities District 2 and the area of benefit established for said district are hereby terminated for the reasons set forth above.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of April, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Patterson, Whiteside, Mayor pro tem Muratore

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-243

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO ADDING ARTICLE 16 TO CHAPTER 2 OF TITLE X OF THE MODESTO MUNICIPAL CODE TO ADD A BUSINESS PARK ZONE, AND AN AMENDMENT TO SECTION 10-2.2110 OF ARTICLE 21 OF CHAPTER 2 OF TITLE X OF THE MODESTO MUNICIPAL CODE RELATING TO SIGN REGULATIONS FOR A BUSINESS PARK ZONE.

WHEREAS, on April 7, 1987 the City Council introduced Ordinance No. 2488-C.S. giving approval to a project relating to adding Article 16 to Chapter 2 of Title X of the Modesto Municipal Code to add a Business Park Zone, and an amendment to Section 10-2.2110 of Article 21 of Chapter 2 of Title X of the Modesto Municipal Code relating to sign regulations for a Business Park Zone, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to adding Article 16 to Chapter 2 of Title X of the Modesto Municipal Code to add a Business Park Zone, and an amendment to Section 10-2.2110 of Article 21 of Chapter 2 of Title X of the Modesto Municipal Code relating to sign regulations for a Business Park Zone.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of April, 1987, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Patterson, Whiteside, Mayor pro tem Muratore |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Sutton, Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-244

A RESOLUTION AMENDING THE CONFLICT OF INTEREST CODE OF THE OFFICE OF THE CITY ATTORNEY.

WHEREAS, a Conflict of Interest Code for the office of the City Attorney of the City of Modesto was approved by Modesto City Council Resolution No. 77-481 and amended by Resolution No. 81-441 and Resolution No. 85-136 pursuant to Modesto City Council Resolution No. 77-27 which resolution was superseded by Resolution No. 84-544 designating the agencies of the City of Modesto required to adopt a Conflict of Interest Code, and

WHEREAS, due to changed circumstances said code should be amended, and

WHEREAS, the Council held a public hearing on April 7, 1987, to consider the proposed amendment,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Exhibit "A" of the Conflict of Interest Code of the Office of the City Attorney of the City of Modesto is hereby amended, as attached hereto, to add Assistant Risk Manager with Disclosure Category 2 and Risk Manager with Disclosure Category 2, and to change Assistant City Attorney, Senior Deputy City Attorney I, II, and Deputy City Attorney I, II, to Disclosure Category 2, said amendments to be effective upon the adoption of this resolution.

BE IT FURTHER RESOLVED that Exhibit "B" of the Conflict of Interest Code of the Office of the City Attorney of the City of Modesto is hereby amended as attached hereto, said amendments to be effective upon adoption of this resolution.

RESCINDED
1992-192
THIS RESOLUTION WAS RESCINDED BY MODESTO CITY COUNCIL RESOLUTION NO.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of April, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Patterson, Whiteside, Mayor pro tem Muratore

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

EXHIBIT "A"

| Designated Positions | Disclosure Category |
| --- | --- |
| Assistant City Attorney | 2 |
| Assistant Risk Manager | 2 |
| City Attorney | 1 |
| Deputy City Attorney I, II | 2 |
| Risk Manager | 2 |
| Senior Deputy City Attorney I, II | 2 |

EXHIBIT "B"

1. Designated employees in Group "1" must report:

   The City Attorney is required, pursuant to Government Code Section 87200, to disclose investments, interests in real property and income. No other or additional disclosure requirements are imposed by this Conflict of Interest Code.

2. Designated employees in Group "2" must report:

   A. Interests in real property.

   B. Investments.

   C. Investments and interests in real property held by business entities you control.

   D. Income.

   E. Gifts.

   F. Income of a business entity in which the designated employee or spouse owns 10 percent or greater interest and which provides legal or brokerage services.

   G. Income of a business entity in which the designated employee or spouse owns 10 percent or greater interest and which does not provide legal or brokerage services.

   H. Employment and management positions in business entities.

MODESTO CITY COUNCIL
RESOLUTION NO. 87-245

A RESOLUTION AMENDING THE CONFLICT OF INTEREST CODE OF THE PARKING AND TRAFFIC DEPARTMENT OF THE CITY OF MODESTO.

WHEREAS, a Conflict of Interest Code for the Parking and Traffic Department of the City of Modesto was approved by Modesto City Council Resolution No. 77-485 pursuant to Modesto City Council Resolution No. 77-27, as superseded by Resolution No. 84-203, designating the agencies of the City of Modesto required to adopt a Conflict of Interest Code, and

WHEREAS, due to changed circumstances said Code has been previously amended by Modesto City Council Resolution No. 80-71, 84-209 and 87-140, and

WHEREAS, due to additional changed circumstances said Code should be further amended, and

WHEREAS, the Council held a public hearing on April 7, 1987, to consider the proposed amendment,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Exhibit "A" of the Conflict of Interest Code of the Parking and Traffic Department of the City of Modesto is hereby amended, as attached hereto, to add Traffic Engineer, said amendment to be effective upon the adoption of this resolution.

RESCINDED
1992-203
THIS RESOLUTION WAS RESCINDED BY MODESTO CITY COUNCIL RESOLUTION NO.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of April, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Patterson, Whiteside, Mayor pro tem Muratore

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

EXHIBIT "A"

Designated Positions

Civil Engineering Technician II and III

Director of Parking and Traffic

Parking and Traffic Superintendent

Traffic Engineer

Traffic Engineering Technician

Transit Manager

MODESTO CITY COUNCIL
RESOLUTION NO. 87- 246

A RESOLUTION RESCINDING THE MANAGEMENT SERVICES DEPARTMENT CONFLICT OF INTEREST CODE OF THE CITY OF MODESTO.

WHEREAS, a Conflict of Interest Code for the Management Services Department of the City of Modesto was approved by Modesto City Council Resolution No. 84-204 pursuant to Resolution No. 77-27 of the City of Modesto, and

WHEREAS, because there is no longer a Management Services Department the Council of the City of Modesto desires to rescind the Conflict of Interest Code for the Management Services Department,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Conflict of Interest Code for the Management Services Department of 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 7th day of April, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Patterson, Whiteside, Mayor pro tem Muratore |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Sutton, Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

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MODESTO CITY COUNCIL
RESOLUTION NO. 87-247

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE INSTALLATION OF AERATORS AT OXIDATION POND SITE ON JENNINGS ROAD

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

SECTION 1. The plans and specifications for the installation of aerators at oxidation pond site on Jennings Road copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on April 21, 1987, at 11:05 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of April, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Patterson, Whiteside, Mayor pro tem Muratore

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-248

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE RESURFACING OF THE ROOSEVELT PARK TENNIS COURTS

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

SECTION 1. The plans and specifications for the resurfacing of the Roosevelt Park tennis courts

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on April 21, 1987, at 11:10 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of April, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Patterson, Whiteside, Mayor pro tem Muratore

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-249

A RESOLUTION ACCEPTING THE BID OF CALIFORNIA PAVEMENT MAINTENANCE FOR THE SLURRY SEAL OF VARIOUS CITY STREETS, 1987

WHEREAS, Resolution No.87-143, adopted by the Council of the City of Modesto on February 24, 1987, approved the plans and specifications for the slurry seal of various City streets, 1987 and authorized the calling for bids; and

WHEREAS, the bids received for the slurry seal of various City streets, 1987 were opened at 11:05 a.m. on March 24, 1987, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of California Pavement Maintenance in the amount of $226,481.78 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of California Pavement Maintenance in the amount of $226,481.78 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 April, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Patterson, Whiteside, Mayor pro tem Muratore |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Sutton, Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-250

A RESOLUTION ACCEPTING THE BID OF GRANITE CONSTRUCTION COMPANY FOR THE OVERLAY OF CITY PARKING LOT NUMBERS 11, 20, AND 23 LOCATED ON THE SOUTHWEST CORNER OF 10TH AND H STREETS

WHEREAS, Resolution No. 87-142 adopted by the Council of the City of Modesto on February 24, 1987, approved the plans and specifications for the overlay of City parking lots 11, 20, and 23 on the southwest corner of 10th and H and authorized the calling for bids; and

WHEREAS, the bids received for the overlay of City parking lot numbers 11, 20, and 23 located on the southwest corner of 10th and H Streets were opened at 11:00 a.m. on March 24, 1987, and later tabulated by the Director of Traffic Parking and/ for the consideration of the Council; and

WHEREAS, the Director of Traffic Parking and/ has recommended that the bid of Granite Construction Company in the amount of $16,965 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Granite Construction Company in the amount of $16,965 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 April, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Patterson, Whiteside, Mayor pro tem Muratore |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Sutton, Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-251

A RESOLUTION ACCEPTING THE BID OF CUNNINGHAM & SONS, INC. FOR PROJECT NO. 16- REPLACEMENT OF CURBS, DRIVE APRONS AND SIDEWALKS AT VARIOUS LOCATIONS

WHEREAS, Resolution No.87-162, adopted by the Council of the City of Modesto on March 10, 1987, approved the plans and specifications for the Project No. 16- replacement of curbs, drive aprons and sidewalks at various locations and authorized the calling for bids; and

WHEREAS, the bids received for the Project No. 16 - replacement of curbs, drive aprons and sidewalks at various locations were opened at 11:00 a.m. on March 31, 1987, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of Cunningham & Sons, Inc. in the amount of $73,751.90 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Cunningham & Sons, Inc. in the amount of $73,751.90 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 April, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Patterson, Whiteside, Mayor pro tem Muratore |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Sutton, Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-252

A RESOLUTION ACCEPTING THE MERLE AND ROSELLE AVENUE WATERLINE EXTENSION AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering, that the Merle and Roselle Avenue waterline extension

has been completed by Joe Martin Pipeline, Inc.

in accordance with the contract agreement dated December 16, 1986.

NOW, THEREFORE, BE IT RESOLVED that the Merle and Roselle Avenue waterline extension

be accepted from said contractor, Joe Martin Pipeline, Inc.;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $35,783.70 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 April, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Patterson, Whiteside, Mayor pro tem Muratore |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Sutton, Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-253

A RESOLUTION ACCEPTING THE REMODELING OF GRACEADA PARK RESTROOMS AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering, that the remodeling of the Graceada Park restrooms

has been completed by Howell Construction
in accordance with the contract agreement dated September 2, 1986.

NOW, THEREFORE, BE IT RESOLVED that the remodeling of Graceada Park restrooms

be accepted from said contractor, Howell Construction;
that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $38,814 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 April, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Patterson, Whiteside, Mayor pro tem Muratore |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Sutton, Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-254

A RESOLUTION ACCEPTING THE REMODELING OF THE WATER QUALITY CONTROL FACILITY CONTROL BUILDING AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering, that the remodeling of the Water Quality Control Facility control building

has been completed by Howell Construction

in accordance with the contract agreement dated August 5, 1986.

NOW, THEREFORE, BE IT RESOLVED that the remodeling of the Water Quality Control Facility control building

be accepted from said contractor, Howell Construction;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $93,750.07 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 April, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Patterson, Whiteside, Mayor pro tem Muratore |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Sutton, Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-255

A RESOLUTION ACCEPTING THE DEMOLITION OF BUILDINGS IN BLOCK 71, 10TH AND F STREETS AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering, that the demolition of Buildings in Block 71, 10th and F Streets

has been completed by Modesto Sand and Gravel

in accordance with the contract agreement dated September 23, 1986.

NOW, THEREFORE, BE IT RESOLVED that the demolition of Buildings in Block 71, 10th and F Streets

be accepted from said contractor, Modesto Sand and Gravel;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $52,227.48 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 April, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Patterson, Whiteside, Mayor pro tem Muratore |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Sutton, Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-256

A RESOLUTION REJECTING ALL BIDS FOR A RADAR SURVEY OF THE TRANSPORTATION CENTER SITE FOR UNDERGROUND TANKS

WHEREAS, Resolution No. 87-22 adopted by the Council of the City of Modesto on January 13, 1987, approved the plans and specifications for the investigation of the Transportation Center property to determine the existence of underground tanks, and authorized the call for bids; and

WHEREAS, the bids received for the investigation of the Transportation Center property to determine the existence of underground tanks were opened at 11:00 a.m. on February 10, 1987, and later tabulated by the Director of Parking and Traffic for the consideration of the Council; and

WHEREAS, the bids received were unacceptable, and because of questions raised during the review of the radar survey bids, it was decided to seek information on alternative procedures for determining the existence of site contamination.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that all bids received for a radar survey of the Transportation Center site for underground tanks, and opened in the office of the City Clerk on February 10, 1987, 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 April, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Patterson, Whiteside, Mayor pro tem Muratore |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Sutton, Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-257

A RESOLUTION ESTABLISHING FEES TO BE CHARGED BY THE MODESTO POLICE DEPARTMENT FOR SECOND RESPONSE TO NOISE COMPLAINTS.

WHEREAS, Section 4-7.1701 of the Modesto Municipal Code authorizes the Council, by resolution, to establish fees to be charged by the Modesto Police Department for second response to noise complaints,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a service fee will be charged for police response on loud and unreasonable noise complaints if police personnel and equipment are required to return to a specific location for any continuance of the original complaint which service fee shall the total of the following costs:

(a) Cost of equipment operation in response to the call, and

(b) Actual labor costs of city personnel involved in the second or subsequent response call or preparing associated reports or bookkeeping records, including worker's compensation benefits and fringe benefits.

BE IT FURTHER RESOLVED that this resolution shall become effective and apply on and after the effective date of Ordinance No. 2489-C.S. introduced on April 7, 1987.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of April, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Patterson, Whiteside, Mayor pro tem Muratore

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-258

A RESOLUTION VACATING AND ABANDONING A STRIP OF EXCESS STREET RIGHT-OF-WAY FOR ROUSE AVENUE, IN BLOCK 3024 IN THE CITY OF MODESTO PURSUANT TO THE CALIFORNIA STREETS AND HIGHWAYS CODE.

WHEREAS, the City of Modesto has received a request from Mid-Valley Engineering, consulting engineers for the developers of Paradise Estates Subdivision, to abandon a portion of excess street right-of-way for Rouse Avenue which would become a part of the Paradise Estates Subdivision, and

WHEREAS, the California Streets and Highways Code authorizes a city council, by resolution, to summarily vacate excess street right-of-way, and

WHEREAS, said strip of excess street right-of-way is located on Rouse Avenue, in Block 3024 in the City of Modesto, and is more particularly described in Exhibit "A" attached hereto, and

WHEREAS, the Council of the City of Modesto finds and declares that:

1. The vacation is made pursuant to Chapter 4 (Sections 8330 et seq.) of Part 3 of Division 9 of the Streets and Highways Code.

2. The strip of excess street right-of-way located on Rouse Avenue, in Block 3024 in the City of Modesto is not required for street or highway purposes.

3. That from and after the date this resolution is recorded, the strip of excess street right-of-way vacated will no longer constitute a right-of-way.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the strip of excess street right-of-way located on Rouse Avenue, in Block 3024 in the City of Modesto, which is more particularly described in Exhibit "A" which is attached hereto and incorporated herein by reference, be and it is hereby vacated and abandoned, such vacation and abandonment to become effective upon the recording of a certified copy of this resolution in the Stanislaus County Recorder's Office.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of April, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Patterson, Whiteside, Mayor pro tem Muratore |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Sutton, Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

APPROVED AS TO DESCRIPTION:

By John L. Christiansen
Department of Engineering Services

March 24, 1987

LD 87-D
Parcel 3024-1

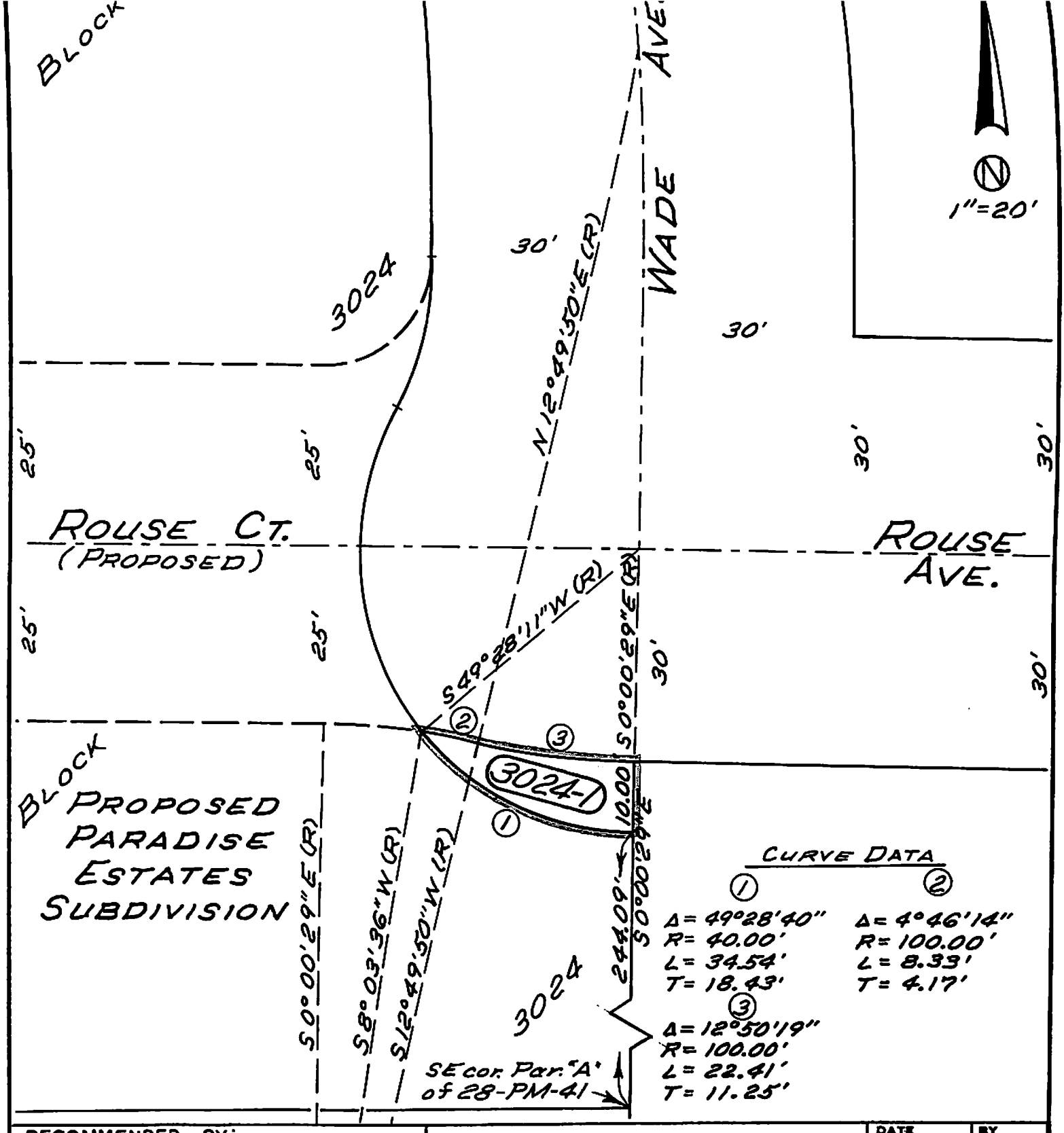
VACATE AND ABANDON EXCESS RIGHT OF WAY FOR
ROUSE AVENUE AT BLOCK 3024

All that real property in the State of California, County of Stanislaus, City of Modesto, being a portion of the Northwest quarter of Section 6, Township 4 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Commencing at the Southeastern corner of Parcel "A", as per map filed December 21, 1978 in Book 28 of Parcel Maps, Page 41, Stanislaus County Records; thence along the Eastern line of said Parcel "A", North 00° 00' 29" West, 244.09 feet, to a 3/4 inch iron pipe on the existing right of way line of Wade Avenue and the true point of beginning of this description, said point also being on a non-tangent curve from which point a radial line bears North 00° 00' 29" West; thence Northwesterly along said non-tangent curve concave to the Northeast, having a Radius of 40.00 feet, a Central Angle of 49° 28' 40" and an Arc Length of 34.54 feet, to its intersection with a curve on the proposed Southerly right of way line of Rouse Court, from which point a radial line bears South 8° 03' 36" West; thence Easterly along said non-tangent curve concave to the South, having a Radius of 100.00 feet, a Central Angle of 4° 46' 14" and an Arc Length of 8.33 feet, to a point of reverse curve, from which point a radial line bears North 12° 49' 50" East; thence Easterly along said reverse curve having a Radius of 100.00 feet, a Central Angle of 12° 50' 19" and an Arc Length of 22.41 feet, to its intersection with the Northerly prolongation of the Eastern line of Parcel "A"; thence along said Northerly prolongation of the Eastern line of Parcel "A", South 00° 00' 29" East, 10.00 feet, to the point of beginning of this description.

Containing 219 square feet, more or less.

EXHIBIT A




| | | | |
|---|---|---|---|
| RECOMMENDED BY: | | DATE | BY |
| JERRY H. BUTLER | | | |
| CITY OF MODESTO<br>DEPARTMENT OF ENGINEERING | VACATE AND ABANDON EXCESS RIGHT OF WAY FOR ROUSE AVENUE AT BLOCK 3024~LD87-D | FLD. BK. & PG. | |
| ALFRED KAUFMAN, DIRECTOR<br>R.E. 6743 | | W. O. NO. | |
| DATE: MARCH 20, '87 / DRAWN: J. Christiansen / CHECKED: | | FILE NUMBER: 4-A-704 | |

MODESTO CITY COUNCIL
RESOLUTION NO. 87-259

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND** VITO PANTALEO AND LLOYD FUGETT FOR PAYMENT FOR EXCESS DEDICATION ON ROSELLE AVENUE NORTH OF BRIGGSMORE AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Vito Pantaleo and Lloyd Fugett for payment for excess dedication on Roselle Avenue north of Briggsmore Avenue

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of April, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Patterson, Whiteside, Mayor pro tem Muratore |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Sutton, Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-260

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND DOMINIC DEPALMA FOR THE LEASE OF A PORTION OF THE FORMER McCLURE PROPERTY

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Dominic DePalma for the lease of a portion of the former McClure property, purchased for Dry Creek Park

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of April, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Patterson, Whiteside, Mayor pro tem Muratore |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Sutton, Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-261

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND** ROBERT D. AND CATHERINE L. BANGHART FOR THE LEASE OF 1904 H STREET (FORMER CROSBY PAINT STORE)

**BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and** Robert D. and Catherine L. Banghart for the lease of 1904 H Street (former Crosby Paint Store)

**be, and it is hereby approved.**

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

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 7th **day of** April, **19** 87, **by Councilmember** Lang, **who moved its adoption, which motion being duly seconded by Councilmember** McGrath, **was upon roll call carried and the resolution adopted by the following vote:**

| | | |
|---|---|---|
| **AYES:** | **Councilmembers:** | Lang, McGrath, Patterson, Whiteside, Mayor pro tem Muratore |
| **NOES:** | **Councilmembers:** | None |
| **ABSENT:** | **Councilmembers:** | Sutton, Mayor Mensinger |

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-262

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND GRANT CONSTRUCTION COMPANY, INC. FOR THE ACQUISITION OF A BICYCLE EASEMENT NEAR THE INTERSECTION OF SCENIC DRIVE AND COFFEE ROAD

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Grant Construction Company, Inc. for the acquisition of a bicycle easement near the intersection of Scenic Drive and Coffee Road

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of April, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Patterson, Whiteside, Mayor pro tem Muratore |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Sutton, Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-263

A RESOLUTION ACCEPTING IMPROVEMENTS IN SASH COURT SUBDIVISION AND AUTHORIZING RELEASE OF IRREVOCABLE COMMITMENT OF FUNDS

WHEREAS, Crownview Corp., subdividers of Sash Court Subdivision have filed Irrevocable Commitment of Funds for faithful performance and labor and materials in the amount of $90,400.00 and $90,400.00 respectively to guarantee improvements in Sash Court Subdivision and;

WHEREAS, the Director of Engineering in a memorandum dated March 31, 1987, indicates that all work required by the subdivision agreement has been completed to the satisfaction of the Engineering Department; and

WHEREAS, the Director of Engineering has indicated that it would be in order for the City Council to accept the improvements in said subdivision as complete and authorize the City Clerk to file notice of completion and release the Irrevocable Commitment of Funds upon expiration of the statutory period.

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

1. The improvements in Sash Court Subdivision are hereby accepted.
2. The City Clerk is hereby authorized to release the Irrevocable Commitment of Funds for faithful performance in the amount of $90,400.00 upon recordation of notice of completion.
3. The City Clerk is hereby authorized to release the Irrevocable Commitment of Funds for labor and materials in the amount of $90,400.00 upon expiration of the statutory period.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of April, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Patterson, Whiteside, Mayor pro tem Muratore |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Sutton, Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-264

A RESOLUTION APPROVING THE FINAL MAP OF THE CEDAR CREEK ESTATES SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, Cedarbrook Homes, Inc. are possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 4.084 acres, known as the Cedar Creek Estates Subdivision, and

WHEREAS, a tentative map of said tract was approved by the City Planning Commission on the 4th day of November, 1985, and

WHEREAS, the Secretary of the Planning Commission of the City of Modesto has certified that the final map of said tract substantially conforms to the approved tentative map, and

WHEREAS, the City Engineer of the City of Modesto has certified that the final map of said Cedar Creek Estates Subdivision meets all of the provisions of the California Subdivision Map Act and the provisions of the Modesto Municipal Code relating to subdivisions, and that the map is technically correct, and

WHEREAS, all public improvements required by the City of Modesto have been completed in said tract,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said final map be approved; that the improvements completed in said tract be accepted; that the streets, alleys and easements as shown thereon within the boundaries of said tract be accepted on behalf of the public for public use; and that the City Clerk be authorized to certify the map of said tract on behalf of the City of Modesto after the fees and deposits required by the Modesto Municipal Code in amounts determined by the City Engineer have been paid.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of April, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Patterson, Whiteside, Mayor pro tem Muratore

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney



2807CA

MODESTO CITY COUNCIL
RESOLUTION NO. 87-265

A RESOLUTION APPROVING THE REQUEST OF CLASSIC IMPORTS, LTD. FOR REFUND OF $507.28 FOR OVERPAYMENT OF BUSINESS IMPROVEMENT AREA TAX

BE IT RESOLVED by the Council of the City of Modesto that the request of Classic Imports, Ltd. for refund of $507.28 for overpayment of Business Improvement Area Tax is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of April, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Patterson, Whiteside, Mayor pro tem Muratore |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Sutton, Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

CITY OF MODESTO

IMPROVEMENT DISTRICT NO. 27

RESOLUTION NO. 87-266

RESOLUTION DETERMINING TO UNDERTAKE PROCEEDINGS PURSUANT TO THE MUNICIPAL IMPROVEMENT ACT OF 1913 AND AUTHORIZE THE ISSUANCE OF BONDS AT SAID PROCEEDINGS UNDER THE PROVISIONS OF THE IMPROVEMENT BOND ACT OF 1915

---

BE IT RESOLVED by the Council of the City of Modesto that the Council declares its intention to and determines to undertake proceedings pursuant to the Municipal Improvement Act of 1913 and authorize the issuance of bonds at said proceedings under the provisions of the Improvement Bond Act of 1915 for the construction of public improvements more particularly described in Exhibit A attached hereto and incorporated herein and made a part hereof in and for an assessment district in the City to be designated "City of

Modesto, Improvement District No. 27 (Yosemite Assessment District)"; and

PASSED AND ADOPTED this 7th day of April, 1987, by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers | Lang, McGrath, Patterson, Whiteside, Mayor pro tem Muratore |
| NOES: | Councilmembers | None |
| ABSENT: | Councilmembers | Sutton, Mayor Mensinger |

ATTEST:

Monica Coyle
City Clerk of the City of Modesto

[Seal]

APPROVED AS TO FORM

Stan T. Yamamoto, City Attorney



5400d

# EXHIBIT A

## Description of Work

The work to be performed consists of the construction of storm drain trunk lines, outfall, manholes and the reconstruction of pavement disturbed by such construction.

CITY OF MODESTO

IMPROVEMENT DISTRICT NO. 27

(YOSEMITE ASSESSMENT DISTRICT)

RESOLUTION NO. 87- 267

RESOLUTION APPOINTING ENGINEER OF WORK,

BOND COUNSEL AND UNDERWRITER

---

WHEREAS, in accordance with prior proceedings duly had and taken, the Council (the "Council") of the City of Modesto (the "City") has declared its intention to and has determined to undertake proceedings pursuant to the Municipal Improvement Act of 1913 and authorize the issuance of bonds at said proceedings under the provisions of the Improvement Bond Act of 1915 for the construction of the public improvements more particularly described in Exhibit A, attached hereto and incorporated herein and made a part hereof, in and for an assessment district in the City to be designated "City of Modesto, Improvement District No. 27 (Yosemite Assessment District)"; and

WHEREAS, the public interest, necessity, convenience and general welfare will be served thereby;

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

Section 1. The Director of Engineering Services be, and such person is hereby appointed Engineer of Work in said proceedings, and is hereby authorized and directed to do and perform or cause to be done and performed all engineering work necessary in and for said proceedings, including the preparation of plans and specifications for said improvements and the descriptions of any acquisitions, together with estimates of costs thereof, and the preparation of a map of the assessment district, an assessment diagram, and an assessment, and the supervision of work.

Section 2. The firm of Orrick, Herrington & Sutcliffe be, and such firm is, hereby appointed Bond Counsel in said proceedings, in accordance with that certain Letter Agreement constituting Exhibit B, attached hereto and incorporated herein and made a part hereof and the City Manager of the City or his designee is authorized to execute said Letter Agreement for and on behalf of the City.

Section 3. The firm of Seidler-Fitzgerald Public Finance is hereby appointed Underwriter in said proceedings, in accordance with that certain Letter Agreement constituting Exhibit C, attached hereto and incorporated herein and made part hereof, and the City Manager of the City or his designee is authorized to execute said Letter Agreement for and on behalf of the City.

PASSED AND ADOPTED this 7th day of April, 1987, by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers | Lang, McGrath, Patterson, Whiteside, Mayor pro tem Muratore |
| NOES: | Councilmembers | None |
| ABSENT: | Councilmembers | Sutton, Mayor Mensinger |

ATTEST:

Norrine Coyle
City Clerk of the City of Modesto

[Seal]

APPROVED AS TO FORM

Stan T. Yamamoto, City Attorney



5400d

# EXHIBIT A

## Description of Work

The work to be performed consists of the construction of storm drain trunk lines, outfall, manholes and the reconstruction of pavement disturbed by such construction.

600 MONTGOMERY STREET
SAN FRANCISCO CALIFORNIA 94111
TELEPHONE (415) 392-1122
TELECOPIER (415) 954-3759 TELEX 70-3520

NEW YORK NEW YORK 10036
1211 AVENUE OF THE AMERICAS
TELEPHONE (212) 704-9660

SAN JOSE CALIFORNIA 95113
55 ALMADEN BOULEVARD
TELEPHONE (408) 298-8800

SACRAMENTO CALIFORNIA 95814
555 CAPITOL MALL
TELEPHONE (916) 447-9200

LOS ANGELES, CALIFORNIA 90017
444 SOUTH FLOWER STREET
TELEPHONE (213) 624-2470

WRITER'S DIRECT DIAL NUMBER

January 16, 1987

Alfred Kaufman
Director of Engineering Services
City of Modesto
P.O. Box 642
Modesto, California 95353

Re: City of Modesto Improvement District No. 27
(Yosemite Improvement District)

Dear Mr. Kaufman:

Thank you for your inquiry regarding the above. We would be pleased to serve as bond counsel to the City of Modesto in connection with special assessment proceedings proposed to be taken under the Municipal Improvement Act of 1913 to finance public improvements in the Yosemite area with the issuance of assessment bonds in such proceedings under the Improvement Bond Act of 1915.

Our services in the capacity of special bond counsel to the City would include the rendering of all legal services required in the conduct of the special assessment proceedings and the issuance of bonds therein, including:

(1) Consultation with appropriate representatives of the City, including the City Attorney, and with the City's engineers and underwriter and any other special consultants to the City to assist in the formulation of an overall coordinated financial, engineering and legal program in order to accomplish the financing.

(2) Preparation of a timetable setting forth the actions required to accomplish the financing, including allocation of responsibility therefor.

(3) Preparation of all legal proceedings for the formation of the assessment district and the levy of the assessment therein, including preparation of all necessary resolutions, forms, notices, affidavits and other documents (except those to be prepared by the engineers) required in connection with the levy of the assessment.

Exhibit B

(4) Review of certain documents to be prepared by the engineers, including the plans and specifications for the project, the boundary map of the assessment district, the assessment, the assessment diagram and the Engineer's Report, and advice and assistance in connection therewith.

(5) Review of any environmental impact studies, reports or other proceedings, but we would not be responsible for the preparation or content of such documents.

(6) Attendance at the public hearing or hearings on the assessment to be levied in said proceedings and the rendering of assistance thereat in the conduct of such hearing or hearings, and attendance at such other meetings or hearings as shall be deemed necessary for the proper conduct of the proceedings; but we would not anticipate general appearances before each meeting of the City Council.

(7) Rendering of legal advice to the City and the City Attorney and the City's consulting engineers and any other special consultants to the City throughout the course of the proceedings for the levy of the assessment.

(8) Preparation of all legal proceedings for the authorization, issuance and sale of the improvement bonds in said proceedings upon the unpaid assessments, including preparation of the resolution authorizing the issuance of such bonds and setting forth the terms and conditions thereof and the resolution providing for the sale of the bonds.

(9) Review, as to those matters that are related to the issuance and sale of the bonds, of the official statement describing the bonds to be prepared by the underwriter, and participation in meetings reviewing the official statement describing the bonds; but we would not be responsible for the preparation or content of such document.

(10) Preparation of the documents required in connection with the award of the bid for the construction of the project.

(11) Assistance in connection with securing investment ratings for the bonds, including attendance at and participation in meetings with bond rating agencies, if requested.

(12) Examination of the proofs of the bonds, preparation of the final closing papers required to effect the delivery of the bonds and organization of and attendance at the bond closing.

(13) The rendering of a final approving legal opinion on the validity of the bonds and the tax-exempt status of interest thereon, and the rendering of such other legal opinions as may be appropriate in connection with the deliver of and receipt of payment for the bonds.

Our services would not include representation of the City in any eminent domain proceedings or in any litigation challenging the validity of the proposed financing or the transactions contemplated by this letter, but if such services are requested should such circumstance arise, we would be pleased to perform them on such terms as might be mutually agreed to at that time.

It is understood that we would act as special bond counsel to the City in connection with such proposed financing in consultation with the City Attorney; and that all matters to be submitted to the City Council for consideration would be forwarded by us to the City Attorney for review prior to presentation to the City Council.

Our fees for the above outlined services would be computed on the basis of the total assessment levied in said proceedings and would be calculated on the basis of two per cent (2%) of the first one million dollars ($1,000,000) of the assessment levied, to be reduced to one per cent (1%) of the next one million dollars ($1,000,000) of the assessment levied and one-half of one per cent (1/2 of 1%) of the assessment levied in excess of two million dollars ($2,000,000), plus reimbursement for all out-of-pocket expenses incurred in connection therewith; provided that all costs of bond printing shall be paid for as an incidental expense in said proceedings and not included within the above compensation. Such compensation would be contingently payable only following receipt of the proceeds of the sale of the improvement bonds issued in said proceedings.

We look forward to working with you and other City officials on this project.

Yours very sincerely,

ORRICK, HERRINGTON & SUTCLIFFE

By

Antonia Dolar

APPROVED AS TO FORM

Stan T. Yamamoto, City Attorney

Seidler-Fitzgerald
Public Finance A Division of Seidler Amdec Securities Inc. • Member: New York Stock Exchange, Inc.

Finance Dept.

February 6, 1987

Mr. Pete Brock
Finance Director
City of Modesto
P.O. Box 642
Modesto, CA 95353

Dear Pete:

We are pleased your City will be using Seidler-Fitzgerald Public Finance to assist with the issuance of the Yosemite Assessment District's Public Improvement Bonds. As you requested, please find enclosed our standard Letter of Agreement for such service. Also enclosed is a sales schedule for the bonds.

We have reviewed the estimated figures on page 5 of the Engineer's Report and have recalculated them. The following are the approximate numbers:

| | |
|---|---|
| Construction Costs ..... | $ 928,970 |
| Construction Contingency (10%) ..... | 92,897 |
| Engineering Costs (10%) ..... | 92,897 |
| Subtotal Construction and Engineering | $ 1,114,764 |
| Reserve Account ..... | 92,050 |
| Costs of Issuance (1) ..... | 55,586 |
| Bond Discount ..... | 52,600 |
| Principal Amount of Bonds ..... | $ 1,315,000 |

(1) Includes legal fees, printing, Trustee, bond registration, and expenses for collection.

If you have any questions on the enclosed Letter Agreement or the above matter, please give me a call.

Sincerely,

Kenneth D. Ough
Vice President

KDO/kk

Exhibit C

515 South Figueroa Street • Los Angeles, California 90071-3396 • (213) 624-4232

Seidler-Fitzgerald
Public Finance A Division of Seidler Amdec Securities Inc. • Member: New York Stock Exchange, Inc.

February 6, 1987

Mr. Pete Brock
Finance Director
City of Modesto
P.O. Box 642
Modesto, CA 95353

Dear Mr. Brock:

We are pleased that Seidler-Fitzgerald Public Finance is being considered to handle the issue and act as the City's investment banker in connection with the proposed issuance and sale by the City of approximately $1,300,000 Yosemite Assessment District (Improvement District NO. 27) financing for public improvements.

We will work closely with you to structure the proposed financing and determine the best method for the marketing of the bonds. Terms and provisions of such sale will be subject to market conditions and the mutual agreement of the City and Seidler-Fitzgerald Public Finance. In no event shall the fee, or discount paid to Seidler-Fitzgerald Public Finance exceed four percent of the principal amount of bonds issued.

If this arrangement is acceptable to the City, please indicate such acceptance in the space indicated below.

Very truly yours,

SEIDLER-FITZGERALD PUBLIC FINANCE
(Seidler Amdec Securities, Inc.)

By _____
Kenneth D. Ough
- Vice President

APPROVED AS TO FORM

_____
Elwyn L. Johnson, City Attorney

CITY OF MODESTO

By _____
Garth Lipsky
Title _____
City Manager

515 South Figueroa Street • Los Angeles, California 90071-3396 • (213) 624-4232

Seidler-Fitzgerald
Public Finance A Division of Seidler Amdec Securities Inc. • Member: New York Stock Exchange, Inc.

CITY OF MODESTO
Yosemite Assessment District
Improvement Bonds

Sales Schedule
(As of February 6, 1987)

| Date | Activity | Responsible Party |
|---|---|---|
| 3/3/87 | Construction bids opened | City |
| 3/17/87 | Public Hearing | City |
| 3/18/87 | Assessment and Diagram recorded | City |
| 3/27/87 | Notify California Debt Advisory Commission | Orrick |
| 3/31/87 | All information necessary from City to prepare Preliminary Official Statement (P.O.S.) received by Seidler-Fitzgerald | City |
| 4/6/87 | - First draft of P.O.S. distributed | S-F |
| | - First draft of legal documents distributed | Orrick |
| 4/10/87 | Comments received on first draft of documents | All parties |
| 4/14/87 | - Second draft of P.O.S. distributed | S-F |
| | - Second draft of legal documents distributed | Orrick |
| 4/16/87 | Final comments received on all documents | All parties |
| 4/17/87 | - Statutory period for paying or attaching assessments ends | City |
| | - Cash collection period ends | |
| 4/21/87 | - Cash collections information telephoned to Seidler-Fitzgerald | City |
| | - Mail P.O.S. | S-F |
| 4/23/87 | All documents inserted into City Council's agenda packets | City |

515 South Figueroa Street • Los Angeles, California 90071-3396 • (213) 624-4232

| Date | Activity | Responsible Party |
|---|---|---|
| 4/28/87 | Sale of Bonds and City Council approves Official Statement | All parties |
| 5/13/87 | Closing and proceeds received | All parties |

**MARCH 1987**

| S | M | T | W | T | F | S |
|---|---|---|---|---|---|---|
| 1 | 2 | 3 | 4 | 5 | 6 | 7 |
| 8 | 9 | 10 | 11 | 12 | 13 | 14 |
| 15 | 16 | 17 | 18 | 19 | 20 | 21 |
| 22 | 23 | 24 | 25 | 26 | 27 | 28 |
| 29 | 30 | 31 | | | | |

**APRIL 1987**

| S | M | T | W | T | F | S |
|---|---|---|---|---|---|---|
| | | | 1 | 2 | 3 | 4 |
| 5 | 6 | 7 | 8 | 9 | 10 | 11 |
| 12 | 13 | 14 | 15 | 16 | 17 | 18 |
| 19 | 20 | 21 | 22 | 23 | 24 | 25 |
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**MAY 1987**

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| 17 | 18 | 19 | 20 | 21 | 22 | 23 |
| 24 | 25 | 26 | 27 | 28 | 29 | 30 |
| 31 | | | | | | |

Parties:

City: City of Modesto
Orrick: Orrick, Herrington & Sutcliffe (Bond Counsel)
S-F: Seidler-Fitzgerald Public Finance

CITY OF MODESTO

IMPROVEMENT DISTRICT NO. 27

(YOSEMITE ASSESSMENT DISTRICT)

RESOLUTION NO. 87-268

RESOLUTION APPROVING MAP OF PROPOSED BOUNDARIES OF ASSESSMENT DISTRICT

---

WHEREAS, in accordance with prior proceedings duly had and taken, the Council (the "Council") of the City of Modesto (the "City") has declared its intention to and has determined to undertake proceedings pursuant to the Municipal Improvement Act of 1913 and authorize the issuance of bonds at said proceedings under the provisions of the Improvement Bond Act of 1915 for the construction of public improvement more particularly described in Exhibit A, attached hereto and incorporated herein and made a part hereof, in and for an assessment district in the City to be designated "City of Modesto, Improvement District No. 27 (Yosemite Assessment District)"; and

WHEREAS, the Council, by resolution duly adopted, appointed the Director of Engineering Services as Engineer of

Work in said proceedings and authorized and directed such person to do and perform or cause to be done and performed all engineering work necessary in and for said proceedings, including the preparation of plans and specifications for said improvements and the descriptions of any acquisitions, together with estimates of costs thereof, and the preparation of a map of the assessment district, an assessment diagram, and an assessment and the supervision of the work; and

WHEREAS, said Engineer of Work has submitted to the Council a map entitled "Proposed Boundaries, Improvement District No. 27 (Yosemite Assessment District), City of Modesto, Stanislaus County, State of California" indicating the proposed boundaries of said assessment district, a copy of which map is attached hereto and labeled Exhibit B;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said map be, and the same is hereby

approved by the Council as the map of the proposed boundaries of said assessment district.

PASSED AND ADOPTED this 7th day of April, 1987, by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers | Lang, McGrath, Patterson, Whiteside, Mayor pro tem Muratore |
| NOES: | Councilmembers | None |
| ABSENT: | Councilmembers | Sutton, Mayor Mensinger |

ATTEST:

Norrine Coyle
City Clerk of the City of Modesto

[Seal]

APPROVED AS TO FORM

Stan T. Yamamoto, City Attorney



5400d

# EXHIBIT A

## Description of Work

The work to be performed consists of the construction of storm drain trunk lines, outfall, manholes and the reconstruction of pavement disturbed by such construction.

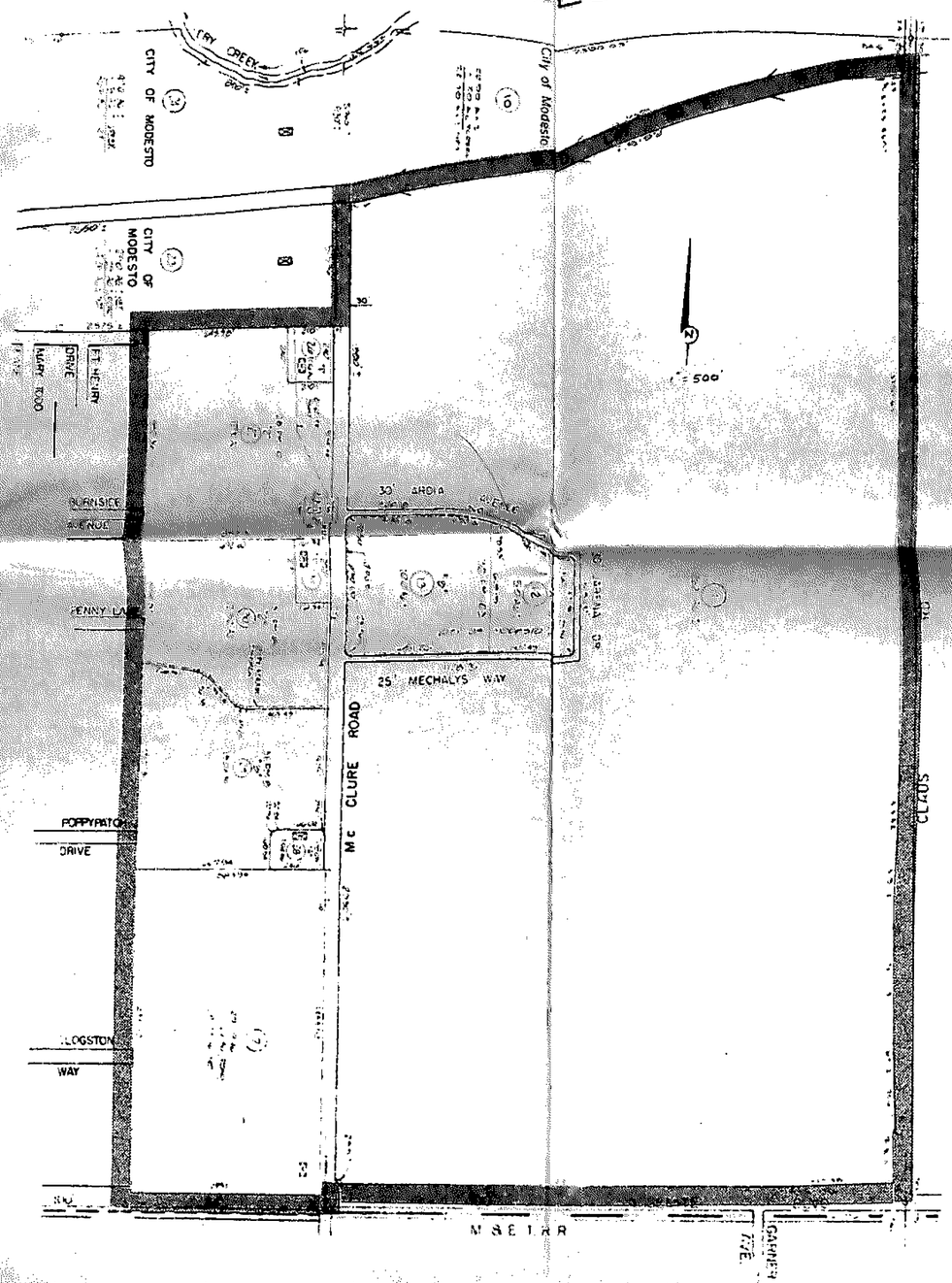
EXHIBIT B

[Attach Copy of Boundary Map]

CITY OF MODESTO

# IMPROVEMENT DISTRICT NO. 26

## (YOSEMITE ASSESSMENT DISTRICT)




FILED THIS ____ DAY OF _____ IN THE OFFICE OF THE CLERK OF THE CITY OF MODESTO.

_____
NORRINE COYLE, CITY CLERK

I HEREBY CERTIFY THAT THE WITHIN MAP SHOWING PROPOSED BOUNDARIES OF IMPROVEMENT DISTRICT NO. 26, CITY OF MODESTO, COUNTY OF STANISLAUS, STATE OF CALIFORNIA, WAS APPROVED BY THE CITY COUNCIL OF THE CITY OF MODESTO AT A REGULAR MEETING THEREOF HELD ON THE ____ DAY OF _____ ____ BY ITS RESOLUTION NO. _____

_____
NORRINE COYLE, CITY CLERK

FILED THIS ____ DAY OF _____ AT THE HOUR OF ____ O'CLOCK ____ IN BOOK ____ OF MAPS OF ASSESSMENT DISTRICTS AT PAGE ____ IN THE OFFICE OF THE RECORDER OF THE COUNTY OF STANISLAUS, STATE OF CALIFORNIA

_____
DAVID A. WURM, RECORDER

INSTRUMENT NO. _____

FEE _____

CITY OF MODESTO
ENGINEERING DEPARTMENT

_____ R.C.E.6743
ALFRED KAUFMAN, DIRECTOR

DRAWN BY: _____
CHECKED BY: _____
DATE _____

## PROPOSED BOUNDARIES

IMPROVEMENT DISTRICT NO. 26
CITY OF MODESTO
COUNTY OF STANISLAUS
STATE OF CALIFORNIA

CITY OF MODESTO

IMPROVEMENT DISTRICT NO. 27

(YOSEMITE ASSESSMENT DISTRICT)

RESOLUTION NO. 87-269

RESOLUTION OF INTENTION

WHEREAS, in accordance with prior proceedings duly had and taken, the Council (the "Council") of the City of Modesto (the "City") has declared its intention to and has determined to undertake proceedings pursuant to the Municipal Improvement Act of 1913 and authorize the issuance of bonds at said proceedings under the provisions of the Improvement Bond Act of 1915 for the construction in and for the City of the public improvements more particularly described in Exhibit A, attached hereto and incorporated herein and made a part hereof, in and for an assessment district in the City to be designated "City of Modesto, Improvement District No. 27 (Yosemite Assessment District); and

WHEREAS, the Council, by resolution duly adopted, appointed the Director of Engineering Services as Engineer of Work in said proceedings and authorized and directed such person to do and perform or cause to be done and performed all engineering work necessary in and for said proceedings, including the preparation of plans and specifications for

said improvements and the descriptions of any acquisitions, together with estimates of costs thereof, and the preparation of a map of the assessment district, an assessment, diagram, and an assessment, and the supervision of the work; and

WHEREAS, the public interest, necessity, convenience and general welfare will be served thereby;

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

Section 1. The foregoing recitals are true and correct and the Council so finds and determines.

Section 2. The public interest, necessity, convenience and general welfare require the construction of the improvements hereinafter described in the assessment district hereinafter described.

Section 3. It is the intention of the Council to order the following improvements to be made in the City in an assessment district designated "City of Modesto, Improvement District No. 27 (Yosemite Assessment District)," the exterior boundaries of which are hereinafter specified and described in Section 4 hereof, which such improvements are to be made pursuant to the Municipal Improvement Act of 1913.

Section 4. The Council hereby declares that the territory within the boundaries hereinafter specified and described is the assessment district to be benefitted by said improvements and to be assessed to pay the cost and expenses thereof; that the cost and expenses of said improvements

shall be made chargeable upon said assessment district; and that the exterior boundaries of said assessment district are hereby specified and described to be as shown on that certain map now on file in the office of the City Clerk of the City approved by Resolution No. 87-268 adopted by the Council on April 7, 1987, entitled "Proposed Boundaries, Improvement District No. 27 (Yosemite Assessment District), City of Modesto, County of Stanislaus, State of California," which said map indicates by a boundary line the exterior boundaries of the territory included in said assessment district and shall govern for all details as to the extent of said assessment district.

Section 5. All public streets, alleys, easements and rights-of-way shall be omitted from the assessment to be made to pay the cost and expenses of said improvements.

Section 6. The Council hereby determines and notice is hereby given that serial bonds to represent unpaid assessments, and to bear interest at the rate of not to exceed twelve per cent (12%) per annum, will be issued hereunder in the manner provided by Division 10, commencing with Section 8500, of the Streets and Highways Code, the Improvement Bond Act of 1915, and the last installment of the bonds shall mature a maximum of fifteen (15) years from the 2nd day of September next succeeding 12 months from their date. The Council hereby further determines and notice is hereby further given that the principal amount of the bonds

maturing each year shall be other than an amount equal to an even annual proportion of the aggregate principal of the bonds; and the amount of principal maturing in each year plus the amount of interest payable in that year will be an aggregate amount that is approximately equal each year, which annual aggregate amounts may vary one from another in amounts not exceeding in any year more than five per cent (5%) of the total principal amount of the bonds, except for the moneys falling due on the first series of the bonds which shall be adjusted to reflect the amount of interest earned from the date when the bonds bear interest to the date when the first interest is payable on the bonds. The Council hereby further determines and notice is hereby further given that such bonds may be refunded upon determination by resolution of the Council to do so, provided, there will be a reduction in the interest cost to maturity by reason of the refunding of such bonds, and that the refunding bonds shall bear interest at the rate of not to exceed twelve per cent (12%) per annum and shall have a maximum number of years to maturity not in excess of the term of such bonds, and any adjustment to assessments resulting from the issuance of the refunding bonds will be done on a pro rata basis. The Council hereby further determines and notice is hereby further given that it proposes to proceed under the alternative procedure authorized in Part 11.1 of said Improvement Bond Act of 1915 relative to collecting assessments and advance retirement of

the bonds. The Council hereby further determines and notice is hereby given that it proposes to include, as an additional expense of the proceedings, an amount not in excess of ten per cent (10%) of the total amount of assessments as a special reserve fund for the bonds, as authorized in said Improvement Bond Act of 1915.

Section 7. The Council hereby determines and notice is hereby given that the City will not obligate itself to advance available funds from the City treasury to cure any deficiency which may occur in the bond redemption fund.

Section 8. The Council hereby determines and notice is hereby given that it is the intention of the Council to collect a two per cent (2%) penalty of the total amount of any unpaid assessment installment that becomes delinquent and on the first business day of each succeeding month until such delinquent payment and all penalties are fully paid, to collect an additional penalty of two percent (2%) of the amount of the delinquency. Notice is further given that the Treasurer of the City shall retain the two percent (2%) penalty of the total unpaid assessment installment as a cost of servicing the delinquency.

Section 9. After completion of said improvements and the payment of all claims from the improvement fund to be provided in the proceedings hereafter to be taken pursuant to this resolution, the Council shall determine the amount of the surplus, if any, remaining in said improvement fund by

reason of the assessment (and any supplemental assessment) levied for said improvements, and any such surplus shall be used as a credit on the assessment (as provided in Section 10427.1 of the Streets and Highways Code).

Section 10. The Council hereby determines and notice is hereby given that a maximum of five percent (5%) of the amount of the installments and interest due on the total unpaid assessments may be added annually, which amount may not in any case exceed eight dollars ($8) per lot or parcel, except with the landowner's written consent, to cover the expenses of collecting the assessment.

Section 11. The Council hereby determines that, in its opinion, the public interest will not be served by allowing the property owners to take the contract for the construction of said improvements.

Section 12. The Council hereby refers said proposed improvements to said Engineer of Work and hereby directs said Engineer of Work to make and file in writing a report containing the matters specified in Section 10204 of the Streets and Highways Code. The grade to which said improvement shall be done shall be that which is shown on the plans and profiles therefor (which may vary from the official

grade established for any of the streets), to which reference is hereby made.

PASSED AND ADOPTED this 7th day of April, 1987, by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers | Lang, McGrath, Patterson, Whiteside, Mayor pro tem Muratore |
| NOES: | Councilmembers | None |
| ABSENT: | Councilmembers | Sutton, Mayor Mensinger |

ATTEST:

Norrine Coyle
City Clerk of the City of Modesto

[Seal]

APPROVED AS TO FORM

Stan T. Yamamoto, City Attorney



5400d

## EXHIBIT A

### Description of Work

The work to be performed consists of the construction of storm drain trunk lines, outfall, manholes and the reconstruction of pavement disturbed by such construction.

CITY OF MODESTO

IMPROVEMENT DISTRICT NO. 27

(YOSEMITE ASSESSMENT DISTRICT)

RESOLUTION NO. 87- 270

RESOLUTION PRELIMINARILY APPROVING ENGINEER'S REPORT ON PROPOSED IMPROVEMENTS, APPOINTING TIME AND PLACE FOR HEARING PROTESTS TO SAID IMPROVEMENTS AND CALLING FOR CONSTRUCTION BIDS

---

WHEREAS, in accordance with prior proceedings duly had and taken, the Council (the "Council") of the City of Modesto (the "City") has declared its intention to and has determined to undertake proceedings pursuant to the Municipal Improvement Act of 1913 and authorize the issuance of the bonds at said proceedings under the provisions of the Improvement Bond Act of 1915 for the construction in and for the City of public improvements more particularly described in Exhibit A, attached hereto, incorporated herein and made a part hereof, in and for an assessment district in the City to

be designated "City of Modesto, Improvement District No. 27 (Yosemite Assessment District)"; and

WHEREAS, the Council, by resolution duly adopted, appointed the Director of Engineering Services as Engineer of Work in and for said proceedings and authorized and directed said person to do and perform or cause to be done and performed all engineering work necessary in and for said proceedings, including the preparation of plans and specifications for said improvements and the descriptions of any acquisitions, together with estimates of costs thereof, and the preparation of a map of the assessment district, an assessment diagram, and an assessment, and the supervision of the work; and

WHEREAS, the Council, by Resolution of Intention No. 87-_269_ heretofore duly adopted on April 7, 1987, declared its intention to order said improvements to be made in and for said assessment district; and

WHEREAS, the Council in and by said resolution referred said proposed improvements to the Director of Engineering Services as Engineer of Work, and directed said Engineer of Work to make and file in writing a report containing the matters specified in Section 10204 of the Streets and Highways Code; and

WHEREAS, a negative declaration on the assessment district has been filed with the Council and has been reviewed and notice of such filing has been duly given; and

WHEREAS, the Engineer of Work on April 6, 1987, filed with the City Clerk of the City a report in writing containing the matters specified in said Section 10204 of the Streets and Highways Code, including the following:

(a) Plans and specifications of said improvements;

(b) A general description of the property necessary or convenient for the operation of said improvements;

(c) An estimate of the cost of said improvements and of the cost of lands, rights-of-way, easements and incidental expenses in connection with said improvements;

(d) A diagram showing the assessment district and the boundaries and dimensions of the subdivisions of land within said district as they existed at the time of the passage of said Resolution of Intention, each of which subdivisions has been given a separate number upon said diagram; and

(e) A proposed assessment of the total amount of the cost and expenses of said improvements distributed and allocated upon the several subdivisions of land in said district in proportion to the estimated benefits to be received by such subdivisions, respectively, from said improvements, which assessment refers to the subdivisions by their respective numbers as assigned by said diagram; and

WHEREAS, said report has been duly presented by the City Clerk of the City to the Council for consideration and has been fully considered by the Council;

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

Section 1. The foregoing recitals are true and correct and the Council so finds and determines.

Section 2. Said report is hereby preliminarily approved by the Council.

Section 3. 7:30 P.M. on Tuesday, May 12, 1987, at the Council Chamber, City Hall, 801 11th Street, Modesto, California 95353, is hereby fixed as the time and place for hearing protests to said proposed improvements. Any interested person may object to said proposed improvements, the extent of the assessment district or to the proposed assessment by filing a written protest with the City Clerk of the City at or before the time set for said hearing. Each protest must contain a description of the property in which the signer thereof is interested sufficient to identify the same and, if the signers are not shown on the last equalized assessment roll as the owners of such property, must contain or be accompanied by written evidence that such signers are the owners of such property. The City Clerk of the City shall endorse on each protest the date of its receipt and at said time appointed for said hearing shall present to the Council all protests filed with her.

Section 4. The City Clerk of the City is hereby directed (a) to cause notices of said hearing to be posted in the time, form and manner provided by law, and (b) to cause a notice of said hearing to be published in the MODESTO BEE in the time, form and manner provided by law, and (c) to give notice by mail of the adoption of the Resolution of Intention for said proposed improvements and of the filing of said report to all persons owning real property proposed to be assessed in the time, form and manner provided by law.

Section 5. Upon the completion of the mailing of said notices, the City Clerk of the City is hereby directed to file with the Council an affidavit setting forth the time and manner of the compliance with the requirements of law for publishing, posting and mailing said notices.

Section 6. Michael B. Gilton, Associate Civil Engineer, City of Modesto, City Hall, 801 11th Street, Modesto, California 95353, telephone (209) 577-5261, is hereby designated to answer inquiries regarding the protest proceedings.

Section 7. The City Clerk of the City is hereby directed to cause a notice to bidders inviting sealed proposals or bids for the making of said improvements, in substantially the form attached hereto, marked "Exhibit B" and made a part hereof, to be published once a week for two (2) succeeding weeks in the MODESTO BEE.

Section 8. Sealed bids for making said improvements shall be received at the time and place and in the manner specified in said notice.

Section 9. The Council hereby declares that it intends to collect liquidated damages in the amount of $300 per day for failure to complete the work as scheduled, as will be provided in the contract specifications.

Section 10. The Council hereby accepts, approves and adopts the negative declaration with respect to the assessment district and hereby directs the City Clerk to process the same in accordance with the law.

PASSED AND ADOPTED this 7th day of April, 1987, by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers | Lang, McGrath, Patterson, Whiteside, Mayor pro tem Muratore |
| NOES: | Councilmembers | None |
| ABSENT: | Councilmembers | Sutton, Mayor Mensinger |

ATTEST:

Norrine Coyle
City Clerk of the City of Modesto

[Seal]

APPROVED AS TO FORM

Stan T. Yamamoto, City Attorney



5400d

# EXHIBIT A

## Description of Work

The work to be performed consists of the construction of storm drain trunk lines, outfall, manholes and the reconstruction of pavement disturbed by such construction.

CITY OF MODESTO

IMPROVEMENT DISTRICT NO. 27

(YOSEMITE ASSESSMENT DISTRICT)

RESOLUTION NO. 87-271

RESOLUTION OF PRELIMINARY DETERMINATION THAT THE PUBLIC CONVENIENCE AND NECESSITY REQUIRE THE CONSTRUCTION OF PUBLIC IMPROVEMENTS TO BE PAID FOR BY SPECIAL ASSESSMENTS WITHOUT COMPLIANCE WITH THE PROVISIONS OF THE SPECIAL ASSESSMENT INVESTIGATION, LIMITATION AND MAJORITY PROTEST ACT OF 1931; DESCRIBING THE PROPOSED IMPROVEMENTS AND THE DISTRICT PROPOSED TO BE ASSESSED TO PAY THEREFOR; AND SETTING A TIME AND PLACE OF HEARING THEREON

---

WHEREAS, in accordance with prior proceedings duly had and taken, the Council (the "Council") of the City of Modesto (the "City") has declared its intention to and has determined to undertake proceedings pursuant to the Municipal Improvement Act of 1913 and authorize the issuance of the bonds at said proceedings under the provisions of the Improvement Act of 1915 for the construction or acquisition in and for the City of the public improvements more particularly described in Exhibit A, attached hereto and incorporated herein and made a part hereof, in and for an assessment district in the City designated Improvement District No. 27 (Yosemite Assessment District);" and

WHEREAS, the Council, by resolution duly adopted, appointed the Director of Engineering Services of the City as Engineer of Work in said proceedings and authorized and directed such person to do and perform or cause to be done

and performed all engineering work necessary in and for said proceedings, including the preparation of plans and specifications for said improvements and the descriptions of the acquisitions, together with estimates of costs thereof, and the preparation of a map of the assessment district, an assessment, diagram, and an assessment, and the supervision of the work; and

WHEREAS, said Engineer of Work on April 6, 1987, filed with the Clerk of the Council a report in writing containing the matters specified in Section 10204 of the Streets and Highways Code, which said report was preliminarily approved by the Council on April 7, 1987, and the Council fixed 7:30 P.M. on May 12, 1987, at the Council Chambers, City Hall, 801 11th St., Modesto, California 95353, as the time and place for the hearing of protests relative to said proposed improvements, and provided for notice of said hearing;

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

Section 1. The Council hereby preliminarily determines that the public convenience and necessity require the construction of the proposed public improvements described in Exhibit A to be made and paid for in part by special assessments levied upon the property benefited, and the Council hereby further preliminarily determines that the necessary proceedings should be taken therefor pursuant to

the Municipal Improvement Act of 1913 and bonds issued thereunder pursuant to the Improvement Act of 1915 without compliance with the provisions of the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 (being Division 4 of the Streets and Highways Code of the State of California).

Section 2. Said proposed improvements are more particularly described in Exhibit A, attached hereto and made a part hereof and incorporated herein, and are to be constructed in that certain area of the City designated "Improvement District No. 27 (Yosemite Assessment District)," and the boundaries of which district within which said proposed improvements are to be made are shown on that certain map entitled "Proposed Boundaries of Improvement District No. 27 (Yosemite Assessment District), City of Modesto, County of Stanislaus, California," on file in the office of the Clerk of the Council, which map is by such reference incorporated herein and made a part hereof. The description of said district by the foregoing reference to said map shall be and is hereby determined to be a sufficient description, in accordance with Resolution No. 9898 N.S. adopted by the Council of the City on July 23, 1952 of the boundary lines of the district proposed to be assessed to pay for said proposed improvements. The Council may make any changes or modifications in said proposed

improvements or area or said district to the extent permitted by law.

Section 3. 7:30 P.M. on Tuesday, May 12, 1987, at the Council Chambers, City Hall, 801 11th St., Modesto, California 95353, is hereby fixed as the time and place when and where any and all persons interested, owning or having an interest in the real property within said district may file written objections to undertaking said proceedings without the City first complying with the provisions of the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 and may appear and show cause, if any they have, why the City should not find and determine that the public convenience and necessity require said proposed public improvements without compliance with the Special Assessment Investigation, Limitation and Majority Protest Act of 1931.

Section 4. Notice of said hearing shall be given by the Clerk of the Council in conformity with the requirements of said Resolution No. 9898 N.S.

Section 5. Any person interested, owning, or having an interest in the real property within said district proposed to be assessed to pay for said improvements without the City first complying with the provisions of the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 may, at or before the time fixed for said hearing, file with the Clerk of the Council written objections and may appear and show cause, if any they have, why the Council

should not find and determine that the public convenience and necessity require said proposed public improvements without compliance with the Special Assessment Investigation, Limitation and Majority Protest Act of 1931. Any such objection shall bear a description of the property in which each signer thereof is interested and a statement of the nature of his objection.

PASSED AND ADOPTED this 7th day of April, 1987, by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers | Lang, McGrath, Patterson, Whiteside, Mayor pro tem Muratore |
| NOES: | Councilmembers | None |
| ABSENT: | Councilmembers | Sutton, Mayor Mensinger |

ATTEST:

Norma Coyle

City Clerk of the City of Modesto

[Seal]

APPROVED AS TO FORM

Stan T. Yamamoto, City Attorney



5400d

# EXHIBIT A

## Description of Work

The work to be performed consists of the construction of storm drain trunk lines, outfall, manholes and the reconstruction of pavement disturbed by such construction.

MODESTO CITY COUNCIL
RESOLUTION NO. 87-272

A RESOLUTION ACCEPTING IMPROVEMENTS IN COUNTRYSIDE MEADOWS SUBDIVISION AND AUTHORIZING RELEASE OF SUBDIVISION BONDS

WHEREAS, FRANCO CONSTRUCTION , subdividers of Countryside Meadows Subdivision have filed subdivision bonds for faithful performance and labor and materials in the amount of $361,100.00 and $180,550.00 respectively to guarantee improvements in Countryside Meadows and;

WHEREAS, the Director of Engineering in a memorandum dated April 1, 1987, indicates that all work required by the subdivision agreement has been completed to the satisfaction of the Engineering Department; and

WHEREAS, the Director of Engineering has indicated that it would be in order for the City Council to accept the improvements in said subdivision as complete and authorize the City Clerk to file notice of completion and release the subdivision bond upon expiration of the statutory period.

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

1. The improvements in Countryside Meadows Subdivision are hereby accepted.
2. The City Clerk is hereby authorized to release the subdivision bond for faithful performance in the amount of $361,100,00 upon recordation of notice of completion.
3. The City Clerk is hereby authorized to release the subdivision bond for labor and materials in the amount of $180,550.00 upon expiration of the statutory period.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of April , 1987 , by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember McGrath , was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Patterson, Whiteside, Mayor pro tem Muratore |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Sutton, Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-273

A RESOLUTION ORDERING THE HATCH ROAD NO. 4 REORGANIZATION TO THE CITY OF MODESTO (UNINHABITED).

WHEREAS, the Stanislaus County Local Agency Formation Commission by Resolution dated January 21, 1987, approved the proposed Hatch Road No. 4 Reorganization to the City of Modesto upon condition that it be processed as a reorganization pursuant to the provisions of the Government Code of the State of California, and designated said Reorganization the Hatch Road No. 4 Reorganization, and

WHEREAS, the Stanislaus County Local Agency Formation Commission by said resolution found that the territory included in the proposed Hatch Road No. 4 Reorganization is uninhabited territory, and

WHEREAS, the Stanislaus County Local Agency Formation Commission by said resolution ordered that said Reorganization consist of (a) the annexation of said territory to the City of Modesto; (b) the detachment of said territory from the Industrial Fire Protection District; and (c) the annexation of said territory to the Modesto Municipal Sewer District No. 1, and

WHEREAS, the Stanislaus County Local Agency Formation Commission on January 21, 1987, ordered that a negative declaration be filed as to the environmental impact of the subject Reorganization, and

WHEREAS, the Stanislaus County Local Agency Formation Commission by said resolution designated the City of Modesto as the conducting authority to initiate reorganization proceedings for said Reorganization pursuant to Section 56852 of the Government Code of the State of California and authorized the Council of the City of Modesto to proceed without notice, hearing, or election pursuant to Section 56837 of the Government Code of the State of California, and

WHEREAS, the reasons for this annexation are set forth in the Applicant's Statement, a copy of which is attached hereto marked Exhibit B and by this reference incorporated herein, and

WHEREAS, the regular county assessment roll is utilized by the City of Modesto,

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

1. All requirements of the Cortese/Knox Local Government Reorganization Act of 1985, have been complied with.

2. That the area or territory designated as the Hatch Road No. 4 Reorganization is more particularly described on Exhibit A attached hereto and made a part hereof by reference as though set forth in full herein.

3. Said territory is hereby annexed to and made a part of the City of Modesto.

4. Said territory is hereby detached from the Industrial Fire Protection District.

5. Said territory is hereby annexed to the Modesto Municipal Sewer District No. 1. Said territory shall be subject to the authorized or existing bonded indebtedness of the Sewer District.

BE IT FURTHER RESOLVED that the City Clerk of the City of Modesto is hereby directed to immediately make, under the seal of said City of Modesto, a certified copy of this resolution, stating the date of its passage and to obtain such further documentation as is required by law. The City Clerk is further directed to transmit the aforesaid documents to the Executive Officer of the Stanislaus County Local Agency Formation Commission together with payment of applicable fees required by Section 54902.5 of the California Government Code.

BE IT FURTHER RESOLVED that pursuant to Section 57202 of the California Government Code, this Reorganization shall be effective on the date of execution of the certificate of completion by the Executive Officer of the Stanislaus County Local Agency Formation Commission.

BE IT FURTHER RESOLVED that the negative declaration as to the environmental impact of this Reorganization has been reviewed and considered.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of April, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Patterson, Whiteside, Mayor pro tem Muratore

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

APPROVED AS TO DESCRIPTION:

By John L. Christian
Engineering Services Department

HACTH ROAD NO. 4
REORGANIZATION

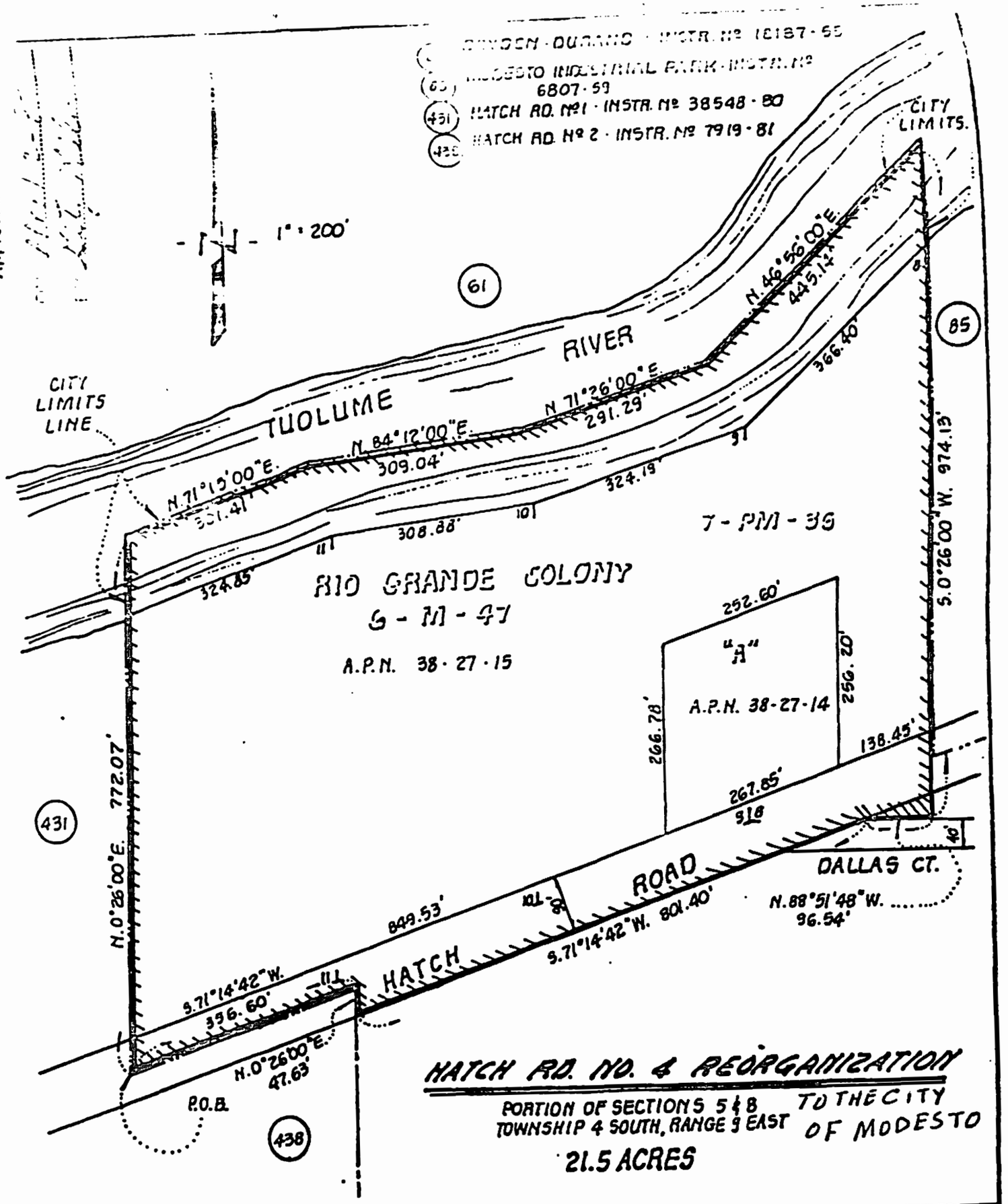
Being a portion of Sections 5 and 8, Township 4 South, Range 9 East, Mount Diablo Base and Meridian more particularly described as follows:

BEGINNING at a point on the centerline of Hatch Road, said point being the intersection of the southerly projection of the west line of Lot 11 of the Rio Grande Colony as shown in Volume 6 of Maps at Page 47, Stanislaus County Records, with the said centerline of Hatch Road; thence North 0° 26'00" East along the West line of said Lot 11 and the projections thereof, said line also being the City Limit Line of the City of Modesto, a distance of 772.07 feet more or less to the center of the Tuolumne River; thence along the centerline of the Tuolumne River and the City Limit of the City of Modesto North 71°15'00" East a distance of 301.41 feet more or less,; thence North 84°12'00" East a distance of 309.04 feet more or less; thence North 71° 26'00" East a distance of 291.29 feet more or less; thence North 46°56'00" East a distance of 445.14 feet more or less to the intersection of centerline of Tuolumne River with the northerly projection of the east line of Lot 8 of said Rio Grande Colony; thence South 0°26'00" West along the East line of said Lot 8 and the projections thereof a distance of 974.13 feet more or less to a point on the north line of Dallas Court; thence North 88° 51'48" West along the northerly line of said Dallas Court a distance of 96.54 feet to a point on the southerly line of said Hatch Road; thence South 71° 14'42 West along the southerly line of said Hatch Road a distance of 801.40 feet more or less to a point on the easterly line of the Hatch Road No. 2 Governmental Reorganization as shown in Instrument No. 7919-81, Stanislaus County Records; thence North 0°26'00" East a distance of 47.63 feet more or less to a point on the centerline of said Hatch Road; thence South 71° 14'42" West along the centerline of said Hatch Road and the City Limit Line of the City of Modesto a distance of 356.60 feet more or less to the POINT OF BEGINNING.

Contains 21.5 acres more or less.

Approved as to description
ON April 2, 87
BY Kitty Miller

EXHIBIT A




| | |
|---|---|
| DATED | NOV., 1986 |
| JOB NO. | 1171986183 |
| DRAWN BY | MD |
| CHECKED | DW |
| APPROVED | |

**LEW-GARCIA-DAVIS**
**ENGINEERS**
**SURVEYORS**
CERES ATWATER

PROPONENT'S STATEMENT

The proponents provided the following statement as to their reason for submitting this proposal:

> "This land is bounded by the City of Modesto on three sides. By annexing this area, the proponent is infilling an area into the City to allow for development consistent with the City's General Plan."

Exhibit B

**MODESTO CITY COUNCIL**
**RESOLUTION NO.** 87-274

**A RESOLUTION APPROVING APPROPRIATION TRANSFER** OF $792 FROM CONTINGENCY RESERVE FOR FINANCIAL ASSISTANCE FROM AREA AGENCY ON AGING FOR FISCAL YEAR 1986-87

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

| | | |
|---|---|---|
| FROM: | Contingency Reserve (010 800 8000 8003) | $792 |
| TO: | Senior Awareness Program (010 501 6302 1022) | $792 |

For financial assistance from Area Agency on Aging for fiscal year 1986-87, to assist with their annual Senior Awareness Day.

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 7th **day of** April**, 19**87**, by Councilmember** Lang**, who moved its adoption, which motion being duly seconded by Councilmember** McGrath**, was upon roll call carried and the resolution adopted by the following vote:**

| | | |
|---|---|---|
| **AYES:** | **Councilmembers:** | Lang, McGrath, Patterson, Whiteside, Mayor pro tem Muratore |
| **NOES:** | **Councilmembers:** | None |
| **ABSENT:** | **Councilmembers:** | Sutton, Mayor Mensinger |

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-275

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR PLANNED DEVELOPMENT ZONE, P-D(415).

WHEREAS, a verified application for an amendment to Section 18-3-9 of the Zoning Map was filed by Bob Erickson on February 9, 1987, to reclassify from Neighborhood Commercial Zone, C-1, to Planned Development Zone, P-D, to allow a floor covering establishment in addition to permitted C-1 uses, property located on the north side of Evergreen Avenue, east of West Orangeburg Avenue, described as follows:

> All that certain real property situate in a portion of Parcel "B" as shown on map recorded in Book 28 of Parcel Maps at Page 48, Stanislaus County Records, lying in the Southwest Quarter of Section 18, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, in the City of Modesto, County of Stanislaus, State of California more particularly described as follows:
>
> BEGINNING at the southwest corner of said Parcel "B"; thence North 0 degrees 40'00" East, along the west line of said Parcel "B", a distance of 275.97 feet to the northwesterly corner of said Parcel "B"; thence North 45 degrees 40'00" East, along the northwesterly line of said Parcel "B", a distance of 156.00 feet; thence South 69 degrees 09'50" East 43.35 feet; thence South 0 degrees 40'00" West 371.36 feet, to a point on a non-tangent curve from which a radial line bears South 1 degree 10'24" West to the center, said non-tangent curve being the south line of said Parcel "B" and the north line of Evergreen Avenue; thence westerly 11.17 feet, along said non-tangent curve, concave to the south, having a radius of 1263.38 feet and a central angle of 0 degrees 30'24"; thence North 89 degrees 20'00" West, along a tangent line being also the south line of said Parcel "B" and the north line of said Evergreen Avenue, a distance of 139.83 feet to the point of beginning. Including also all of the northerly 30.00 feet of Evergreen Avenue immediately adjacent to the above described property.

and

WHEREAS, after a public hearing held on March 16, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, it was

found and determined by the Planning Commission, by its Resolution No. 87-45, that rezoning of the property as requested is required by public necessity, convenience and general welfare for the following reasons:

1. The inclusion of a C-2 use such as a floor covering store will be compatible with the established K-Mart junior department store located in the same commercial center.

2. The proposed P-D zoning will allow a general commercial use which conforms to the Modesto Urban Area General Plan.

and

WHEREAS, after a public hearing held on April 14, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of Bob Erickson for a Planned Development Zone should be granted as consonant with public necessity, convenience and general welfare for the reasons set forth in Planning Commission Resolution No. 87-45 and quoted above, and

WHEREAS, the Council has introduced Ordinance No. 2493 -C.S. on the 14th day of April, 1987, reclassifying the above-described property from Neighborhood Commercial Zone, C-1, to Planned Development Zone, P-D(415).

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

SECTION 1. DEVELOPMENT PLAN. The development plan for Planned Development Zone, P-D(415), is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan and floor plans titled "Erickson Enterprises - Farmers' Market" as amended in red, stamped approved by the Planning Commission on March 16, 1987.

2. All landscaping, fences, and walls shall be maintained and the premises shall be kept free of weeds, trash, and other debris.

3. All outdoor lighting shall be shielded from adjacent residential properties as required by the Director of Engineering Services.

4. Trash bins shall be kept in enclosures in accordance with the approved plan, and shall be constructed of building materials consistent with those used in the major buildings as approved by the Director of Planning and Community Development.

5. The loading dock area on the south side of the shopping center may not be used for outside storage of any type of material.

6. Any activity in the loading dock area, including the parking of trucks, may be conducted only between the hours of 7 a.m. and 10 p.m.

7. All signs shall comply with the sign requirements of the C-1 Zone.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned Development Zone, P-D(415):

The entire construction program has been accomplished.

SECTION 3. CHANGES IN DEVELOPMENT PLAN. Any changes in the above-approved development plan shall be made in accordance with the provisions of Section 10-2.1709 of the Modesto Municipal Code.

SECTION 4. COMPLIANCE WITH CODE PROVISIONS, ETC. In all other respects said planned development shall be accomplished in accordance with and in strict adherence to the provisions of Article 17 of Title X of the Modesto Municipal Code relating to Planned Development Zones and other applicable City laws, rules, regulations and procedures.

SECTION 5. EFFECTIVE DATE. This resolution shall not become effective unless and until the ordinance reclassifying the above-described property to Planned Development Zone, P-D(415), becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of April, 1987, by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Patterson, Whiteside, Mayor pro tem Muratore |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Sutton, Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
STAN T. YAMAMOTO, City Attorney

APPROVED AS TO DESCRIPTION:

By _____
Department of Planning and Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 87-276

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION MAP 18-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON FROM C-1 TO P-D(415).

WHEREAS, on April 14, 1987, the City Council introduced Ordinance No. 2493-C.S. giving approval to a project relating to an amendment to Section Map 18-3-9 of the Zoning Map of the City of Modesto to reclassify from Neighborhood Commercial Zone, C-1, to Planned Development Zone, P-D(415), property located on the north side of Evergreen Avenue, east of West Orangeburg Avenue, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to an amendment to Section Map 18-3-9 of the Zoning Map of the City of Modesto to reclassify from Neighborhood Commercial Zone, C-1, to Planned Development Zone, P-D(415), property located on the north side of Evergreen Avenue, east of West Orangeburg Avenue.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of April, 1987, by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Patterson, Whiteside, Mayor pro tem Muratore

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-277

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION MAP 11-3-8 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON FROM R-2 TO R-1.

WHEREAS, on April 14, 1987, the City Council introduced Ordinance No. 2494-C.S. giving approval to a project relating to an amendment to Section Map 11-3-8 of the Zoning Map of the City of Modesto to reclassify from Medium Density Residential Zone, R-2 to Low Density Residential Zone, R-1, property located east of Sisk Road, at the extension of Setrok Drive, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to an amendment to Section Map 11-3-8 of the Zoning Map of the City of Modesto to reclassify from Medium Density Residential Zone, R-2, to Low Density Residential Zone, R-1, property located east of Sisk Road, at the extension of Setrok Drive.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of April, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Patterson, Whiteside, Mayor pro tem Muratore

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-278

A RESOLUTION AMENDING PLANNED DEVELOPMENT ZONE, P-D(21), PROPERTY LOCATED AT THE SOUTHEAST CORNER OF TULLY ROAD AND STANDIFORD AVENUE, TO ALLOW A FLOOR COVERING BUSINESS.

WHEREAS, City Council Ordinance No. 748-C.S., effective October 27, 1965, as amended by Ordinance No. 1964-C.S., effective September 4, 1980, and Ordinance No. 2045-C.S., effective July 16, 1981, granted a Planned Development Zone, P-D(21), to the Pacific Investment Company (Stone Bros. and Associates) to allow commercial, professional office, multiple family, church, and other uses on property on the south side of Standiford Avenue and on both sides of Tully Road, and

WHEREAS, City Council Resolution No. 65-502, adopted on September 13, 1965, approved the development plan and schedule for P-D(21) and also contained the conditions of approval for the development of said uses on the P-D(21) property, and

WHEREAS, said P-D(21) has previously been amended by Resolution No. 73-948, adopted on November 19, 1973; Resolution No. 73-992, adopted on December 10, 1973; Resolution No. 75-1176, adopted on December 22, 1975; Resolution No. 76-385 adopted on February 23, 1976; Resolution No. 79-409, adopted on May 1, 1979; Resolution No. 80-704, adopted on July 15, 1980; Resolution No. 81-416, adopted on May 26, 1981; and Resolution No. 81-476, adopted on June 9, 1981, and

WHEREAS, a verified application for an amendment to Planned Development Zone, P-D(21), was filed by Michael S. Minson for Tully Manor Investment Trust on February 20, 1987, to allow a floor covering business in

said P-D(21) on property located at the southeast corner of Tully Road and Standiford Avenue, and

WHEREAS, said application was set for a public hearing before the Planning Commission on March 16, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, and

WHEREAS, at said hearing, after hearing evidence both oral and documentary, the Planning Commission by its Resolution No. 87-41, found and determined that an amendment to Planned Development Zone, P-D(21), to allow a floor covering business in said P-D(21) Zone on property located at the southeast corner of Tully Road and Standiford Avenue, is required by public necessity, convenience and general welfare, and

WHEREAS, said matter was set for a public hearing before the City Council at its regular meeting place in the Council Chambers in the City Hall, 801 11th Street, Modesto, California, on April 7, 1987, and

WHEREAS, after hearing evidence, both oral and documentary, the Council finds and determines that the requested amendment to Planned Development Zone, P-D(21), to allow a floor covering business on property located at the southeast corner of Tully Road and Standiford Avenue, is required by public necessity, convenience and general welfare for the following reasons:

1. The applicant's portion of the building has rear loading and is located back in the corner of the two main building wings in an area that already accommodates the big trucks.

2. The commercial development around the intersection of Tully Road and Standiford Avenue, while fragmented and not a real "community" shopping center, in aggregate acreage and service draw serves nearly the same general commercial purpose.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that an amendment to Planned Development Zone, P-D(21), to allow a floor covering business on property located at the southeast corner of Tully Road and Standiford Avenue be approved, subject to the following conditions:

1. That prior to occupancy of the floor covering business the developer shall increase to eight feet high, the solid masonry wall at the rear of P-D(21) opposite 1112 Duchess Court.

2. All other conditions imposed by the Board of Zoning Adjustment, Planning Commission, and City Council for P-D (21), not in conflict with the above shall remain in full force and effect.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of April, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Patterson, Whiteside, Mayor pro tem Muratore

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-278A

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO PLANNED DEVELOPMENT ZONE, P-D(21), PROPERTY LOCATED AT THE SOUTHEAST CORNER OF TULLY ROAD AND STANDIFORD AVENUE.

WHEREAS, on April 14, 1987, the City Council introduced Ordinance No. 2495-C.S. giving approval to a project relating to an amendment to Planned Development Zone, P-D(21), to allow a floor covering business, property located at the southeast corner of Tully Road and Standiford Avenue, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to an amendment to Planned Development Zone, P-D(21), to allow a floor covering business, property located on the southeast corner of Tully Road and Standiford Avenue.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of April, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Patterson, Whiteside, Mayor pro tem Muratore

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-279

A RESOLUTION TERMINATING THE PROCEEDINGS TO ESTABLISH PUBLIC FACILITIES DISTRICT 1 AND THE AREA OF BENEFIT PROPOSED TO BE ESTABLISHED FOR SAID DISTRICT.

WHEREAS, on November 18, 1986, the Council of the City of Modesto adopted Resolution No. 86-1287 which initiated proceedings to establish Public Facilities District 1 for the purpose of acquiring right of way, demolishing an existing rock fence, and constructing curb, gutter and sidewalk at 2701 E. Orangeburg Avenue in the City of Modesto (the "project"), and

WHEREAS, on December 9, 1986, this Council adopted Resolution No. 86-1334 which declared the Council's intention to establish Public Facilities District 1 for said purpose, and set a public hearing to be held on January 6, 1987, and

WHEREAS, on January 6, 1987, at the public hearing to consider formation of Public Facilities District 1 said item was continued for three months by motion of the Council, and

WHEREAS, in the interim, the right of way for the project has been dedicated by the property owner, and

WHEREAS, the Director of Engineering has recommended that the installation of the curb, gutter, and sidewalk can be accomplished more efficiently through the City's Mandatory Sidewalk Program and that the proceedings to establish Public Facilities District 1 should be terminated, and

WHEREAS, at its meeting of April 14, 1987, the public hearing which was continued from January 6, 1987, was held by the Council at which time the Council considered said matter, and after hearing testimony, both oral and

written, this Council found and determined that said proceedings to establish Public Facilities District 1 and the area of benefit proposed to be established for said district should be terminated,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the proceedings to establish Public Facilities District 1 and the area of benefit proposed to be established for said district are hereby terminated for the reasons that the right of way for the project has been dedicated by the property owner and the installation of the curb, gutter and sidewalk can be accomplished more efficiently through the City's Mandatory Sidewalk Program.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of April, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Patterson, Whiteside, Mayor pro tem Muratore

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-280

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE EXTENSION OF WATERLINES ON DALE ROAD AND SISK ROAD

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

SECTION 1. The plans and specifications for the extension of waterlines on Dale Road and Sisk Road

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on April 28, 1987 at 11:05 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of April, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Patterson, Whiteside, Mayor pro tem Muratore

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-281

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING FERTILIZER

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

SECTION 1. The plans and specifications for furnishing fertilizer

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on May 12, 1987, at 3:00 p.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of April, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Patterson, Whiteside, Mayor pro tem Muratore

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-282

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND FIRST INTERSTATE BANK TO ESTABLISH A COMPENSATING BALANCE BANK LOAN LEVERAGING PROGRAM

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and First Interstate Bank to establish a Compensating Balance Bank Loan Leveraging Program to provide loans to higher income property owners in the Housing Maintenance Program Target Area #3

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of April, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Patterson, Whiteside, Mayor pro tem Muratore |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Sutton, Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-283

A RESOLUTION APPROVING AN INCREASE IN THE DISTRIBUTION OF COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FUNDS TO THE SOCIETY FOR HANDICAPPED CHILDREN AND ADULTS FOR HANDICAPPED BARRIER REMOVAL PURPOSES.

WHEREAS, at its meeting of May 27, 1986, the City Council considered the recommendations of the Citizens Housing and Community Development Committee relating to the distribution of Community Development Block Grant Program funds to the Society for Handicapped Children and Adults for handicapped barrier removal purposes, and

WHEREAS, the U. S. Department of Housing and Urban Development has established the requirement that Community Development Block Grant funds provide a minimum of 51% benefit to low to moderate income persons, and

WHEREAS, the U. S. Department of Housing and Urban Development has established that benefit to handicapped persons is considered 100% benefit to low to moderate income persons, and

WHEREAS, this granting of money is consistent with the established program and goals of the Handicapped Barrier Removal Program as approved by this Council, and

WHEREAS, by Resolution No. 86-520 adopted on May 27, 1986, the Council of the City of Modesto approved the distribution of Community Development Block Grant Program funds to the Society for Handicapped Children and Adults in the amount of $20,000, for handicapped barrier removal purposes as recommended by the Citizens Housing and Community Development Committee, from funds in the Fiscal Year 1985-86 Budget, and

WHEREAS, the Society for Handicapped Children and Adults has now determined that an additional $5,500 will be required to repair problems with their building and make the accessibility alterations they need, and

WHEREAS, the Citizens Housing and Community Development Committee at its meeting on April 3, 1987, recommended to the City Council an additional $5,500 Handicapped Barrier Removal Program grant as requested by the Society for Handicapped Children and Adults,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it does hereby approve the increase in distribution of Community Development Block Grant Program funds to the Society for Handicapped Children and Adults in the amount of $5,500, for handicapped barrier removal purposes as recommended by the Citizens Housing and Community Development Committee, from funds in the Fiscal Year 1986-87 Budget.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of April, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Patterson, Whiteside, Mayor pro tem Muratore |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Sutton, Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By: Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-284

A RESOLUTION APPROVING THE DISTRIBUTION OF COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FUNDS TO THE CITY OF MODESTO DEPARTMENT OF PARKS AND RECREATION FOR HANDICAPPED BARRIER REMOVAL PURPOSES.

WHEREAS, at its meeting of April 14, 1987, the City Council considered the recommendations of the Citizens Housing and Community Development Committee relating to the distribution of Community Development Block Grant Program funds to the City of Modesto Department of Parks and Recreation to install a ramp and make two public restrooms accessible to handicapped persons at Morris Community Center for handicapped barrier removal purposes, and

WHEREAS, the U. S. Department of Housing and Urban Development has established the requirement that Community Development Block Grant funds provide a minimum of 51% benefit to low to moderate income persons, and

WHEREAS, the U. S. Department of Housing and Urban Development has established that benefit to handicapped persons is considered 100% benefit to low to moderate income persons, and

WHEREAS, this recommended grant of money is consistent with the established program and goals of the Handicapped Barrier Removal Program as previously approved by this Council,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it does hereby approve the distribution of Community Development Block Grant Program funds to the City of Modesto Department of Parks and Recreation,

in the amount of $65,350, for handicapped barrier removal purposes to install a ramp and make two public restrooms accessible to handicapped persons at Morris Community Center as recommended by the Citizens Housing and Community Development Committee, from funds in the Fiscal Year 1986-87 budget.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of April, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Patterson, Whiteside, Mayor pro tem Muratore

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-285

A RESOLUTION CHANGING SEAT TITLES ON THE HOUSING MAINTENANCE AND COUNSELING SUBCOMMITTEE AND THE REHABILITATION LOAN POOL SUBCOMMITTEE, AS RECOMMENDED BY THE CITIZENS HOUSING AND COMMUNITY DEVELOPMENT COMMITTEE

WHEREAS, at its meeting of April 3, 1987, the Citizens Housing and Community Development Committee voted to recommend to the City Council that seat #6 and #7 on Housing Maintenance and Counseling Subcommittee and seats #4 and #7 on the Rehabilitation Loan Pool Subcommittee be renamed "Provider of Services or Program User", and Seat #3 on the Rehabilitation Loan Pool Subcommittee be renamed "Financial Institution or Provider of Services", in order to make recruiting for these positions less difficult.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that the changes to Housing Maintenance and Counseling Subcommittee and the Rehabilitation Loan Pool Subcommittee, as recommended by the Citizens Housing and Community Development Committee are hereby authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of April, 1987, by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember Whiteside , was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Patterson, Whiteside, Mayor pro tem Muratore |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Sutton, Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-286

A RESOLUTION AMENDING THE LOAN GUIDELINES FOR THE HOUSING PROGRAM.

WHEREAS, the Citizens Housing and Community Development Committee has reviewed and requested changes in the loan eligibility guidelines for all of the programs through the Housing Program Office, enabling the City to assist more very-low income homeowners, and bringing our Housing Rehabilitation Programs more into conformance with Federal guidelines to better serve the citizens of Modesto,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it does hereby adopt the policy attached hereto as Exhibit A.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of April, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Patterson, Whiteside, Mayor pro tem Muratore

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

041487

2941CA

## COUNCIL ACTION

A resolution authorizing Housing Program changes:

1. Increase the Emergency Home Repair Program Loan maximum from the current $5,000 to $10,000.

2. Increase the grant amount maximum under the Housing Maintenance Program from the current level of $5,000 to $10,000.

3. Increase the General Property Improvement category from the current level of $1,500 to $2,500.

4. Increase the current $1,000 limit on the Energy Improvement category to $5,000.

5. Change the 3% Deferred Payment Loan (DPL) term from 20 years to 50 years.

6. Provide hose bibb back-flow devices to clients in the Target Areas.

Exhibit A

MODESTO CITY COUNCIL
RESOLUTION NO. 87-287

A RESOLUTION TO EXPAND THE EMERGENCY HOME REPAIR PROGRAM AND DESIGNATING THE REHABILITATION LOAN POOL SUBCOMMITTEE OF THE CITIZENS HOUSING AND COMMUNITY DEVELOPMENT COMMITTEE AS THE CITY AGENCY TO CONSIDER AND APPROVE DIRECT PAYMENT-REQUIRED LOANS TO LOW INCOME OWNER-OCCUPANTS TO CORRECT EMERGENCY HEALTH HAZARDS UNDER THE CITY OF MODESTO HOUSING PROGRAM.

WHEREAS, a Community Development Block Grant has been received from the United States Department of Housing and Community Development to provide loans and grants for rehabilitation work under the City of Modesto's Housing and Community Development Program, and

WHEREAS, by Resolution No. 76-566, adopted on April 19, 1976, the Rehabilitation Loan Pool Subcommittee of the Citizens Housing and Community Development Committee was designated by the City Council as the City Agency to consider loans and grants under the City's Housing Maintenance Program, and

WHEREAS, the Housing Maintenance Counseling Subcommittee and Rehabilitation Loan Pool Subcommittee of the Citizens Housing and Community Development Committee and the Citizens Housing and Community Development Committee have recommended to the City Council that a program of 3% interest payment-required loans be made available to low or moderate income Owner-Occupants on a city-wide basis for the purpose of correcting emergency health hazards in residences, and

WHEREAS, the Rules and Regulations pertaining to said Community Development Block Grant provide that such a program may be established, and

WHEREAS, the City Council now desires to establish such a program, and to designate the said Rehabilitation Loan Pool Subcommittee as the City Agency to consider and approve loans under said program,

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

that it hereby designates the Rehabilitation Loan Pool Subcommittee of the Citizens Housing and Community Development Committee as the City Agency to consider and approve 3% interest payment-required loans to Owner-Occupants with low or moderate income, on a city-wide basis, for the purpose of correcting emergency health hazards in residences.

BE IT FURTHER RESOLVED that the Rehabilitation Loan Pool Subcommittee is authorized to consider and approve guidelines for determining the types of emergency health hazards eligible for such loans, the terms of their repayment, and the eligibility of persons for such loans; provided, however, that no such loan shall exceed the sum of $10,000.00 plus loan costs per dwelling unit.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of April, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Patterson, Whiteside, Mayor pro tem Muratore

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-288

A RESOLUTION ACCEPTING THE CITY MANAGER'S REPORT AND WAIVING THE LATE FILING OF FRANCHISEE REPORT AND TECHNICAL PERFORMANCE TESTING FROM POST-NEWSWEEK CABLE, INC.

WHEREAS, Section 11-4.13 of the Modesto Municipal Code requires each cable grantee to file an annual report with the City Manager by October 31st of each year, and

WHEREAS, pursuant to said section, on or before December 31st of each year the City Manager shall make a report to the Council on the results of the annual test and the grantee's report, and

WHEREAS, the annual report from Post-Newsweek, Inc., was received on February 9, 1987, and the only information not submitted with the annual report was technical performance test data, and

WHEREAS, City staff and Post-Newsweek Cable, Inc., have acknowledged that testing the system during the rebuilding activity currently in progress would be difficult, and Post-Newsweek Cable, Inc., plans to conduct comprehensive testing in the spring of 1987, and

WHEREAS, City staff has recommended that the Council waive the late filing and testing requirement and find Post-Newsweek Cable, Inc., in compliance with all requirements,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby accepts the City Manager's Report and waives the late filing of the franchisee report and technical performance testing from Post-Newsweek Cable, Inc., a copy of the report filed by Post-Newsweek Cable, Inc., is marked Exhibit A and attached hereto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of April, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Patterson, Whiteside, Mayor pro tem Muratore

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

# CABLE

February 9, 1987

Mike Herrero
Assistant to City Manager
City of Modesto
801 11th Street
Modesto, Ca. 95353

Dear Mike:

The following is the information necessary to fulfill section 11-14.13 of ordinance No. 2292-c.s.

| | | |
|---|---|---|
| Name and address of grantee: | Post-Newsweek Cable, Inc.<br>2621 East Camelback Rd.Ste.150<br>Phoenix, Arizona 85016 | |
| Local address: | 1639 Princeton Avenue<br>Modesto, Ca. 95350 | |
| Name and Title of Officers principally responsible for operation: | Ken Berns<br>General Manager | Harvey T. Boyd<br>Vice President |
| Name of System Engineer: | Jim Blackwell | |
| Names of Current Officers and Directors: | | |
| Directors: | Katharine Graham<br>Richard D. Simmons<br>Martin Cohen<br>Howard E. Wall | |
| Officers: | Howard E. Wall<br>Thomas P. Basinger<br>Harvey T. Boyd<br>Gary R. Dingboom<br>Robert W. Flynn<br>Victor I. Harrison<br>Ted E. Harrison<br>Peter C. Newell | President<br>V.P.<br>V.P.<br>V.P.<br>V.P. & Treasurer<br>V.P.<br>V.P.<br>V.P. |

Exhibit "A"

| | | |
|---|---|---|
| Officers: | William R. Pruitt | V.P. |
| | Alan H. Silverman | V.P. & Assistant Secretary |
| | Robert A. Versace | V.P. |
| | Frank R. Woodbeck | V.P. |
| | Alan R. Finberg | Secretary |
| | Martin Cohen | Assistant Treasurer |
| | James W. Keller | Assistant Treasurer |
| | John F. Hockenberry | Assistant Secretary |

Change in corporate structure: On January 3, 1986 The Washington Post Company acquired 100% of the stock in Capital Cities Cable from Capital Cities Communications. The Washington Post Company subsequently changed the name of the acquired entity to Post-Newsweek Cable. There will be no change in the relationship between grantee and the City as a result of this change.

Submission of Reports: The following have been submitted to the FCC during the calendar year:

| | | |
|---|---|---|
| Form 325 | Schedule 2 | 1/20/86 |
| | Schedule 1 | 6/25/86 |
| Form 395 | | 11/26/86 |

Proof of Performance: Successful completion of the Proof of Performance was submitted to the FCC 12/01/86.

System maps are available on request.

Types of services: We are scheduled to complete the system rebuild by the end of the first quarter of 1987.
By this date the following services will be available to all subscribers:

Modesto Basic Package

| | |
|---|---|
| 2 | Local Origination |
| 3 | KCRA (3) |
| 4 | Public Access |
| 5 | Community Bulletin Board |
| 6 | KVIE (6) |
| 7 | KTXL (40) |
| 8 | KQED (9) |
| 9 | Modesto Jr. College |
| 10 | KXTV (10) |
| 11 | KRBK (31) |
| 12 | KCSO (19) |
| 13 | KOVR (13) |
| 18 | KSCH (58) |
| 21 | Stanislaus State University |
| 22 | Arts and Entertainment Network |
| 28 | Home Shopping Club |
| 29 | Pay-Per-View Previews |
| 43 | C-SPAN II |

44 KTVU (2)
45 Acts
46 CNN
47 The Weather Channel
48 WTBS (17)
49 The Learning Channel
50 ESPN
51 C-SPAN
52 Headline News
53 CBN
54 PTL
55 USA Network
56 Lifetime
57 BET
58 MTV: Music Television
59 The Nashville Network
60 Nickelodeon
61 Financial News Network

PREMIUM SERVICES

30 The Movie Channel
31 The Disney Channel
32 Cinemax
33 Showtime
34 Galavision
35 HBO
36 BRAVO
37 American Movie Classics
38 Festival

Pay-Per-View Channels

39 Giants Vision
40 Telstar Pay-Per-View
41 Telstar Pay-Per-View
42 Telstar Pay-Per-View

Technical Performance Tests: It was determined to be impractical to attempt to administer technical performance tests during September as several systems were operating concurrently during the system rebuild.

If you have any questions please don't hesitate to call.

Very truly yours,

Ken Berns
General Manager

KB/dd

RESOLUTION NO. 87-289

UNUSED

MODESTO CITY COUNCIL
RESOLUTION NO. 87-290

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND GEORGE L. PAGE TO INCREASE HOURLY RATE FOR PROVIDING CABLE COMMUNICATION CONSULTING SERVICES

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and George L. Page to increase hourly rate for providing cable communication consulting services

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of April, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Patterson, Whiteside, Mayor pro tem Muratore |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Sutton, Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-291

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND** PRICE WATERHOUSE & CO. TO PROVIDE FINANCIAL CONSULTING SERVICES FOR A STANDARD REGULATORY RATE-SETTING PROCESS FOR GARBAGE RATES

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Price Waterhouse & Co. to provide financial consulting services for a standard regulatory rate-setting process for garbage rates

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of April, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Patterson, Whiteside, Mayor pro tem Muratore |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Sutton, Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-292

A RESOLUTION APPROVING APPROPRIATION TRANSFER FROM CONTINGENCY RESERVE OF THE CITY OF MODESTO GENERAL FUND TO SERVICES PROFESSIONAL AND OTHER TO PROVIDE FUNDS FOR FINANCIAL CONSULTING SERVICES.

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

| | | |
|---|---|---|
| From: | Contingency Reserve:<br>(010-800-8000-8003) | $37,400 |
| To: | Services, Professional and Other:<br>(010-502-6502-0235) | $37,400 |

This transfer is needed to fund the agreement with Price Waterhouse & Co. for financial consulting services for a standard regulatory rate-setting process for garbage rates.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of April, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Patterson, Whiteside, Mayor pro tem Muratore

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

041387

2937CA

MODESTO CITY COUNCIL
RESOLUTION NO. 87-293

A RESOLUTION INITIATING PROCEEDINGS FOR THE HOUSER LANE NO. 3 REORGANIZATION TO THE CITY OF MODESTO AND GIVING NOTICE OF TIME AND PLACE FOR HEARING PROTESTS THERETO. (PETITION INITIATED - UNINHABITED)

WHEREAS, a petition signed by an owner of land within that certain territory known as the Houser Lane No. 3 Reorganization was filed with the Stanislaus County Local Agency Formation Commission for its consideration and approval, and

WHEREAS, said Stanislaus County Local Agency Formation Commission conducted a public hearing on the proposed Houser Lane No. 3 Reorganization to the City of Modesto and by Resolution No. 87-08 dated March 18, 1987, approved said reorganization to the City of Modesto upon condition that it be processed as a reorganization pursuant to the provisions of Section 56852 of the Government Code of the State of California and designated said reorganization the Houser Lane No. 3 Reorganization, and

WHEREAS, the Stanislaus County Local Agency Formation Commission by said resolution ordered that said reorganization consist of (a) the annexation of said territory to the City of Modesto; (b) the detachment of said territory from the Burbank-Paradise Fire Protection District; and (c) the annexation of said territory to the Modesto Municipal Sewer District No. 1, and

WHEREAS, said City of Modesto and districts are located in the County of Stanislaus, and

MODESTO CITY COUNCIL
RESOLUTION NO. 87-293

A RESOLUTION INITIATING PROCEEDINGS FOR THE HOUSER LANE NO. 3 REORGANIZATION TO THE CITY OF MODESTO AND GIVING NOTICE OF TIME AND PLACE FOR HEARING PROTESTS THERETO. (PETITION INITIATED - UNINHABITED)

WHEREAS, a petition signed by an owner of land within that certain territory known as the Houser Lane No. 3 Reorganization was filed with the Stanislaus County Local Agency Formation Commission for its consideration and approval, and

WHEREAS, said Stanislaus County Local Agency Formation Commission conducted a public hearing on the proposed Houser Lane No. 3 Reorganization to the City of Modesto and by Resolution No. 87-08 dated March 18, 1987, approved said reorganization to the City of Modesto upon condition that it be processed as a reorganization pursuant to the provisions of Section 56852 of the Government Code of the State of California and designated said reorganization the El Vista No. 4 Reorganization, and

WHEREAS, the Stanislaus County Local Agency Formation Commission by said resolution ordered that said reorganization consist of (a) the annexation of said territory to the City of Modesto; (b) the detachment of said territory from the Burbank-Paradise Fire Protection District; and (c) the annexation of said territory to the Modesto Municipal Sewer District No. 1, and

WHEREAS, said City of Modesto and districts are located in the County of Stanislaus, and

WHEREAS, the Chief Petitioner requesting said annexation as set forth in the application filed with the Commission is:

Raymond W. Stroud, 1211 Houser Lane, Modesto, CA

and

WHEREAS, the Stanislaus County Local Agency Formation Commission designated the proposed reorganization as the Houser Lane No. 3 Reorganization to the City of Modesto, and the exterior boundaries thereof are set forth in the description attached hereto as Exhibit A and made a part hereof by reference.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that notice is hereby given that the 5th day of May, 1987, at the hour of 4:00 o'clock p.m., in the Council Chambers at the City Hall, located at 801 11th Street, in the City of Modesto, be and is hereby fixed as the time and place for considering said reorganization, at which time and place any owner of land within the territory or any registered voter residing within the territory desiring to make written protest against said reorganization may do so by written communication filed with the City Clerk not later than the hour set for the hearing.

BE IT FURTHER RESOLVED that:

1. The City Clerk shall cause a copy of this resolution to be published at least once in The Modesto Bee, a newspaper of general circulation, published in the City of Modesto and in the County of Stanislaus and being the official newspaper of the City of Modesto. Said publication shall be at least fifteen (15) Days prior to the date of the hearing.

2. The City Clerk shall also cause a copy of this resolution to be posted on or near the doors of the City Council Chambers or upon any official bulletin board customarily used for the purpose of posting public notices by or pertaining to the City Council. Posting shall be commenced at least fifteen (15) days prior to the date of the hearing and remain posted to the time of the hearing.

3. The City Clerk of the City of Modesto shall also cause a notice of the hearing to be mailed to:

(a) Any person who has filed his name and address with the City Clerk and has requested such mailed notice;

(b) The Chief Petitioners, if any, as indicated in the petition initiating proceedings;

(c) To each affected city, county, and district;

(d) To the Executive Officer of the Local Agency Formation Commission; and

(e) To all landowners owning land within the territory of the proposed reorganization.

(f) To all registered voters residing within the territory of the proposed reorganization area.

Mailed notice shall be sent first class and deposited, postage prepaid in the United States Mail and shall be made at least fifteen (15) days prior to the date of the hearing.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of April, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Mayor pro tem Muratore, Patterson, Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

APPROVED AS TO DESCRIPTION:

By John R. Christian
Department of Engineering Services

# HOUSER LANE NO. 3 REORGANIZATION

Being a portion of the southwest quarter of Section 31, Township 3 South, Range 9 East, Mount Diablo Base and Meridian located in the County of Stanislaus, State of California more particularly described as follows:

BEGINNING at the centerline intersection of Houser Lane and Panama Drive, said point being on the City Limit Line of the City of Modesto; thence South 0°12'00" East a distance of 20.00 feet to a point on the southerly line of Houser Lane; thence South 89°48'00" West along the southerly line of Houser Lane a distance of 1529.51 feet more or less to a point on the easterly line of the Carpenter-Houser addition to the City of Modesto; thence North 0°12'00" West along the City Limit Line a distance of 20.00 feet to the centerline of Houser Lane; thence North 89°48'00" East along the centerline of Houser Lane and the City Limit Line of the City of Modesto a distance of 296.33 feet more or less to the southeasterly corner of the Houser Lane No. 2 Reorganization; thence North 0° 49'58" West along the easterly line of said Houser Lane No. 2 Reorganization a distance of 306.94 feet; thence continuing along said City Limit line North 89°48'00" East a distance of 157.28 feet; thence continuing along said City Limit line North 0°49'58" West a distance of 252.53 more or less to a point on the south line of the California No. 1 Reorganization; thence North 89°56'07" East along the south line of the California No. 1 Reorganization a distance of 419.96 feet more or less to a point on westerly line of the California - Panama Addition; thence South 0° 06'00" East along the westerly line of said California - Panama Addition a distance of 338.44 feet; thence North 89°48'00" East along the southerly line of said California - Panama Addition a distance of 166.00 feet more or less to the northwesterly corner of the Houser Lane No. 1 Governmental Reorganization; thence South 0° 06'00" East along the westerly line of the Houser Lane No. 1 Governmental Reorganization a distance of 220.00 feet more or less to the centerline of Houser Lane; thence North 89°48'00" East along the centerline of Houser Lane a distance of 497.10 feet to the POINT OF BEGINNING.

Contains 7.99 acres more or less

April 23, 1987

Exhibit A

MODESTO CITY COUNCIL
RESOLUTION NO. 87-294

**A RESOLUTION SETTING TIME AND PLACE FOR HEARING** TO REVIEW 10TH STREET PLAZA ALLEY CLOSURE LOCATED IN BLOCK 68, BOUNDED BY 10TH, 11TH, J, AND I STREETS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that May 12, 1987, at 7:30 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of the 10th Street Plaza alley closure granted to Rogers Development Corporation in August of 1983.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of April, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Patterson, Whiteside, Mayor pro tem Muratore |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Sutton, Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-295

A RESOLUTION AUTHORIZING AN AMENDMENT TO THE SERVICE HOURS OF THE AGREEMENT BETWEEN THE CITY OF MODESTO AND STORER TRANSIT SYSTEMS TO PROVIDE EXTENDED HOURS FOR SENIOR AWARENESS DAY EACH YEAR.

WHEREAS, the City of Modesto, (hereinafter referred to as CITY), and Storer Transit Systems, Inc., (hereinafter referred to as STORER), have entered into an agreement dated November 25, 1986, pursuant to which STORER provides public transportation in the Modesto Urban Area for elderly and handicapped persons, and

WHEREAS, pursuant to the provisions of Section 5(d) of said Agreement with STORER, "CITY reserves the right to unilaterally amend the service hours" during the term of said Agreement,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby authorizes an amendment to the service hours of the Agreement dated November 25, 1986, between the City of Modesto and Storer Transit Systems, or its successor, to provide extended hours of Dial-A-Ride service on Senior Awareness Day.

BE IT FURTHER RESOLVED that the exact times during which Dial-A-Ride service will be available on Senior Awareness Day each year shall be determined by the Director of Parking and Traffic.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of April, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Patterson, Whiteside, Mayor pro tem Muratore

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-296

A RESOLUTION GRANTING APPROVALS TO THE STANISLAUS COUNTY FOURTH OF JULY CELEBRATION COMMITTEE OF THE MODESTO JAYCEES TO HOLD A PARADE, PICNIC IN THE PARK AND FIREWORKS DISPLAY FOR THE 1987 FOURTH OF JULY CELEBRATION IN THE CITY OF MODESTO, SUBJECT TO CERTAIN CONDITIONS.

WHEREAS, the Stanislaus County Fourth of July Celebration Committee of the Modesto Jaycees (hereinafter referred to as the Committee) has filed a request with the City Council for permission to have a parade, picnic in the park, and fireworks display which will be held to celebrate the 1987 Fourth of July, and

WHEREAS, the Committee has requested the use of Graceada Park for the 1987 Fourth of July Celebration, and

WHEREAS, the Council deems it appropriate to grant approvals and assistance to the Committee relating to its Fourth of July celebration, subject to certain conditions,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it does hereby approve the following, subject to the conditions set forth, relating to the Committee's 1987 Fourth of July Celebration parade, picnic in the park and fireworks display:

1. The Committee is granted permission to use John Thurman Field for display of fireworks on the evening of Saturday, July 4, 1987, subject to the following conditions:

(a) That the weather conditions will not create any fire hazard to the surrounding area;

(b) That the City be reimbursed for any damages which may occur to John Thurman Field and City's two (2) adjacent golf courses;

(c) That arrangements be cleared by the Director of Parks and Recreation and the Chief of Police;

(d) That the fireworks display be conducted according to the requirements of the Fire Chief of the City of Modesto as set forth in the memorandum from the Fire Chief to the City Manager dated April 8, 1987, a copy of which is attached hereto marked Exhibit "A" and made a part hereof as though set forth in full herein.

2. The City will supply two (2) standby fire trucks for the fireworks display.

3. The City will provide eight (8) chemical toilets for use in the Municipal Golf Course and four (4) chemical toilets for use at John Thurman Field for the fireworks display on Saturday, July 4, 1987.

4. "I" Street, between 11th and 12th Streets will be barricaded between 9:30 a.m. and 2:30 p.m. on Saturday, July 4, 1987, for the parade.

5. The City's personnel will erect City's reviewing stand with canvas top on "I" Street close to the cannon in the Courthouse Park prior to 9:00 a.m. for use for the parade on Saturday, July 4, 1987, and will remove said reviewing stand thereafter.

6. The Committee is granted permission to use a public address system at the reviewing stand for the parade. Said public address system to be furnished by the Committee.

7. The following parade route is approved as the parade route to be used on Saturday, July 4, 1987, subject to approval of the Chief of Police and Director of Parking and Traffic: starting at 10th and F Streets, north on 10th to J Street; east on J Street to 11th Street; south on 11th to I Street; east on I Street to 16th Street; then dismantle.

8. The City will supply three (3) street sweepers for the parade.

9. The City will pay the Committee a total of Seven Thousand Five Hundred and no/100ths Dollars ($7,500.00) to help defray some of the Committee's expenses such as insurance, postage, etc. for the 1987 Fourth of July fireworks display and parade.

10. The City will provide police assistance as deemed necessary by the Chief of Police.

11. The City will provide barricades to be placed on Park, Sycamore and Stoddard Streets during park activities.

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

1. That the Committee's request to use Graceada Park relating to the Picnic in the Park 1987 Fourth of July Celebration is hereby approved subject to the following conditions:

a. There shall be no amplified music in the Park.

b. Alcoholic beverages shall not be sold.

c. The number of booths in the park shall be limited to craftsman/purveyors of original art.

d. The sale of food will be limited to one booth per kind of food.

e. The Picnic in the Park 1987 Fourth of July Celebration shall not continue beyond the hour of 6:00 o'clock p.m. on said date.

2. That the City of Modesto will supply a minimum of ten (10) chemical toilets for use in the Graceada Park for the Picnic in the Park on, Saturday, July 4, 1987.

3. Dial-A-Ride service will operate on its regular schedule for handicapped and senior citizens on Saturday, July 4, 1987.

BE IT FURTHER RESOLVED that the following conditions shall apply to the request of the Committee relating to its 1987 parade, picnic in the park and fireworks display:

1. That the City of Modesto shall indemnify and hold harmless the Committee from any and all liability, costs, damages, or injuries to persons or damage to property, which may arise out of or in any way be connected with the ordinary and customary condition of City property and facilities, or which may arise out of the negligent acts or omissions of any officer, agent, or employee of the City of Modesto.

2. That the Committee shall indemnify, defend and hold harmless the City of Modesto, its officers, agents and employees, from any and all liability, costs, damages or injuries to persons or damage to property, which may arise out of or in any way be connected with the Committee's sponsored Fourth of July parade, use of John Thurman Field and the streets and areas adjacent thereto for the Committee's fireworks display and the use of City facilities for the Committee's parade and picnic in the park.

3. That the Committee shall furnish to the City Clerk of City current and valid certificate(s) of insurance evidencing coverages of general and automobile liability insurance as shall protect the Committee and its agents and employees from claims for damages for bodily injury and property damage which may arise out of the Committee's use of Graceada Park and the areas adjacent thereto for the Committee's use of City facilities for the Picnic in the Park and the Committee's use of John Thurman Field and the areas adjacent thereto for the Committee's fireworks display and the use of City facilities for the Committee's parade.

The amounts of Public Liability insurance shall be as follows:

Combined Single Limits of not less than One Million and no/100ths Dollars ($1,000,000.00) per occurrence for bodily injury, sickness and disease, including death resulting therefrom, and Two Hundred Thousand and no/100ths Dollars ($200,000.00) and for claims for property damage, subject to the approval of the Risk Manager.

The City, its elected or appointed officers, officials, employees and volunteers shall be included as additional insureds with regard to damages and defense of any and all claims arising from the named insureds' use of City property for the Fourth of July parade, fireworks display at John Thurman Field and the picnic in the park.

The Committee shall provide to the City Clerk copies of valid certificate(s) of insurance and an original endorsement naming the City as an additional insured. The certificates shall contain contractual liability certification provisions stating that the policies are extended to cover the liability assumed by the Committee under the terms of this resolution. The certificate(s) of insurance must be on file with the City Clerk and shall not permit cancellation of said insurance unless ten (10) days' written notice is furnished to the City Clerk of the City of Modesto, prior to the date of June 1, 1987.

BE IT FURTHER RESOLVED that the City Clerk shall furnish the Modesto Committee with a copy of this resolution. The Committee shall file a written acceptance of this resolution with the City Clerk, and no right shall be conferred hereby until said acceptance is filed.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of April, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

CITY OF MODESTO

# M E M O R A N D U M

DATE: April 8, 1987

TO: City Manager

FROM: Fire Chief

SUBJECT: Fireworks Display - July, 1987 - John Thurman Field

Pursuant to the provisions of Section 12648 of the Health and Safety Code of the State of California, I recommend a permit be granted with City Council approval as provided for in Section 12646 of the public display of fireworks to be conducted by the 4th of July Celebration Committee at John Thurman Field, July 4th, 1987.

I recommend the permittee be required to provide the following safety measures as a condition for conducting the fireworks display.

1. The pyrotechnic operator shall be currently licensed by the State Fire Marshal.

2. Patrol personnel be provided to prevent the unlawful and dangerous discharge of legal and illegal fireworks on the Municipal Golf Course and on the John Thurman Field property by the general public.

3. Patrol personnel be provided to control the vehicular traffic in the area of the display.

4. Modesto Fire Department be authorized to provide fire patrol services in the fallout area utilizing six (6) off-duty Fire Department personnel and two (2) reserve fire engines.

5. Discharge of fireworks to be permitted only upon the approval of the Fire Marshal who will inspect the area prior to the actual discharging and will determine if compliance has been made with required safety regulations and the wind velocity is not exceeding the knots considered safe for this display.

6. The firing line and downrange area be barricaded and patrolled to prevent injury to spectators due to fallout of rocket components and short ground bursts.

Laurence H. Sheldon,
Fire Chief

LHS/gd

EXHIBIT A

MODESTO CITY COUNCIL
RESOLUTION NO. 87-297

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR PLANNED DEVELOPMENT ZONE, P-D(414).

WHEREAS, a verified application for an amendment to Section 27-3-9 of the Zoning Map was filed by Willow Tree Developers on January 26, 1987, to reclassify from Medium-High Residential Zone, R-3, to Planned Development Zone, P-D, to allow a two- and three-story apartment complex for the elderly and handicapped, property located on the southeast corner of La Loma Avenue and Santa Barbara Avenue, described as follows:

> Parcels "A", "B", "C", "D" of map filed in Volume 26 of Parcel Maps, page 20, Stanislaus County Records.
>
> Also including the east 30.00 feet of Santa Barbara Avenue, south 30.00 feet of La Loma Avenue and north 10:00 feet of the public alley and all adjacent to the above described property.

and

WHEREAS, after a public hearing held on March 9, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, it was found and determined by the Planning Commission, by its Resolution No. 87-34, that rezoning of the property as requested is required by public necessity, convenience and general welfare for the following reasons:

1. The property proposed for P-D zoning conforms to excellent locational outlines for housing for the elderly and handicapped including service by two bus routes, presence of both a convenience market and chain grocery store in the same block, and nearness to general commercial goods and services on Yosemite Boulevard.

2. Housing for the elderly and handicapped is a low traffic generator, a very important consideration for development along La Loma Avenue.

3. Despite the relative mass of the building, because it adjoins commercial and two-story apartment development to the north and is separated from single-family front yards by the two adjoining streets, compatibility with the area will be maintained.

and

WHEREAS, after a public hearing held on April 21, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of Willow Tree Developers for a Planned Development Zone should be granted as consonant with public necessity, convenience and general welfare for the reasons set forth in Planning Commission Resolution No. 87-34 and quoted above, and

WHEREAS, the Council has introduced Ordinance No. 2497-C.S. on the 21st day of April, 1987, reclassifying the above-described property from Medium-high Residential Zone, R-3, to Planned Development Zone, P-D(414).

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

SECTION 1. DEVELOPMENT PLAN. The development plan for Planned Development Zone, P-D(414), is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan and floor plans titled "Apartment Project for Willow Tree Development" as amended in red, stamped approved by the Planning Commission on March 9, 1987.

2. The applicant shall submit revised plot plans showing all changes required by the Planning Commission prior to the City Council hearing. All development shall conform to these revised plans as amended in red, stamped approved by the Planning Commission on March 9, 1987.

3. Prior to the issuance of a building permit, a landscaping and irrigation plan shall be approved by the Director of Parks and Recreation in accordance with Section 10-2.1515 of the Modesto Municipal Code. Landscaping and the irrigation system shall be installed and maintained in accordance with the approved plan.

4. All landscaping, fences, and walls shall be maintained and the premises shall be kept free of weeds, trash, and other debris.

5. Prior to occupancy, the developer shall construct full alley improvements in accordance with City standards as required by the Director of Engineering Services. All unused driveway approaches shall be removed and replaced with curb, gutter, and sidewalk.

6. Drainage shall be provided as required by the Director of Engineering Services.

7. Trash bins shall be kept in enclosures in accordance with the approved plan, and shall be constructed of building materials consistent with those used in the major buildings as approved by the Director of Planning and Community Development.

8. All utilities shall be underground and cable television service shall be stubbed into all units.

9. All signs shall comply with the sign requirements of the R-3 Zone.

10. Prior to issuance of a building permit, the developer shall submit for approval by the Director of Parks and Recreation a plan for protection of the City street trees along La Loma Avenue.

11. This development shall be designed specifically for occupancy by the elderly, and to the extent permitted by law, occupancy shall be limited to persons 62 years of age and older and their spouses, and persons who are physically handicapped. Any proposed change in occupancy shall require the developer, its heirs, successors or assigns to provide prior written notice to applicable school districts.

12. All curbcuts serving two-way driveways shall be 41 feet in width.

13. Prior to issuance of a building permit, the developer shall show on the plans submitted to Building Inspection all fire hydrants as required by the Fire Chief. All hydrants required by the Fire Chief shall be installed and operable prior to construction of any structures.

14. The three-story building shall not exceed a maximum height of 35 feet.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned Development Zone, P-D(414):

> The entire construction program be accomplished in one phase, construction to begin on or before March 9, 1989, and completion to be not later than March 9, 1990.

SECTION 3. CHANGES IN DEVELOPMENT PLAN. Any changes in the above-approved development plan shall be made in accordance with the provisions of Section 10-2.1709 of the Modesto Municipal Code.

SECTION 4. COMPLIANCE WITH CODE PROVISIONS, ETC. In all other respects said planned development shall be accomplished in accordance with and in strict adherence to the provisions of Article 17 of Title X of the Modesto Municipal Code relating to Planned Development Zones and other applicable City laws, rules, regulations and procedures.

SECTION 5. EFFECTIVE DATE. This resolution shall not become effective unless and until the ordinance reclassifying the above-described property to Planned Development Zone, P-D(414), becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of April, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

APPROVED AS TO DESCRIPTION:

By Gene T. Ozum
Department of Planning and Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 87-298

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION MAP 27-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON FROM R-3 TO P-D(414).

WHEREAS, on April 21, 1987, the City Council introduced Ordinance No. 2497-C.S. giving approval to a project relating to an amendment to Section Map 27-3-9 of the Zoning Map of the City of Modesto to reclassify from Medium-high Density Residential Zone, R-3, to Planned Development Zone, P-D(414), property located on the southeast corner of La Loma Avenue and Santa Barbara Avenue, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to an amendment to Section Map 27-3-9 of the Zoning Map of the City of Modesto to reclassify from Medium-High Density Residential Zone, R-3, to Planned Development Zone, P-D(414), property located on the southeast corner of La Loma Avenue and Santa Barbara Avenue.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of April, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-299

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION MAP 24-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON FROM R-1 TO R-3.

WHEREAS, on April 21, 1987, the City Council introduced Ordinance No. 2498-C.S. giving approval to a project relating to an amendment to Section Map 24-3-9 of the Zoning Map of the City of Modesto to reclassify from Low Density Residential Zone, R-1, to Medium-High Density Residential Zone, R-3, property located on the west side of Claus Road north of Scenic Drive and on both sides of Cedar Creek Court, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to an amendment to Section Map 24-3-9 of the Zoning Map of the City of Modesto to reclassify from Low Density Residential Zone, R-1, to Medium-High Density Residential Zone, R-3, property located on the west side of Claus Road north of Scenic Drive and on both sides of Cedar Creek Court.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of April, 1987, by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: McGrath, Muratore, Patterson, Mayor Mensinger

NOES: Councilmembers: Lang, Sutton, Whiteside

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-300

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION MAP 34-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON FROM M-1 TO R-3.

WHEREAS, on April 21, 1987, the City Council introduced Ordinance No. 2499-C.S. giving approval to a project relating to an amendment to Section Map 34-3-9 of the Zoning Map of the City of Modesto to reclassify from General Commercial Zone, C-2, to Light Industrial Zone, M-1, property located on the south side of DeHarro Street, west of Kerr Avenue, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to an amendment to Section Map 34-3-9 of the Zoning Map of the City of Modesto to reclassify from General Commercial Zone, C-2, to Light Industrial Zone, M-1, property located on the south side of DeHarro Street, west of Kerr Avenue.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of April, 1987, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-301

A RESOLUTION AMENDING PLANNED DEVELOPMENT ZONE, P-D(410), PROPERTY LOCATED ON THE WEST SIDE OF SHAWNEE DRIVE AND ON THE SOUTH SIDE OF HETCH HETCHY RIGHT-OF-WAY, TO ALLOW AN APPROVED 53-UNIT APARTMENT COMPLEX TO BE DEVELOPED AS CONDOMINIUMS (STANDIFORD PROPERTIES II).

WHEREAS, the City Council by Ordinance No. 2462-C.S., which became effective on December 25, 1986, amended Section Map 7-3-9 of the Zoning Map to rezone from Medium High Density Residential Zone, R-3, to Planned Development Zone, P-D(410), to allow both a professional office group and a one- and two-story 53-unit apartment complex on property located on the south side of Standiford Avenue and on the west side of Shawnee Drive, which property is bisected by the Hetch Hetchy right-of-way, and

WHEREAS, City Council Resolution No. 86-1281, adopted on November 18, 1986, approved the development plan and development schedule for P-D(410) and also contained the conditions of approval for the development of said uses on the P-D(410) property, and

WHEREAS, a verified application for an amendment to Planned Development Zone, P-D(410), was filed by Standiford Properties II on January 26, 1987, to allow the 53-unit apartment complex to be developed as condominiums in said P-D(410) on property located on the west side of Shawnee Drive and on the south side of Hetch Hetchy right-of-way, and

WHEREAS, said application was set for a public hearing before the Planning Commission on March 9, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, and

WHEREAS, at said hearing, after hearing evidence both oral and documentary, the Planning Commission by its Resolution No. 87-37, found and determined that an amendment to Planned Development Zone, P-D(410), to allow the 53-unit apartment complex to be developed as condominiums in said P-D Zone on property located at the west side of Shawnee Drive and on the south side of Hetch Hetchy right-of-way, is required by public necessity, convenience and general welfare, for the reason set forth in Planning Commission Resolution No. 87-37, and

WHEREAS, said matter was set for a public hearing before the City Council at its regular meeting place in the Council Chambers in the City Hall, 801 11th Street, Modesto, California, on April 21, 1987, and

WHEREAS, after hearing evidence, both oral and documentary, the Council finds and determines that the requested amendment to Planned Development Zone, P-D(410), to allow the 53-unit apartment complex to be developed as condominiums on property located at the west side of Shawnee Drive and on the south side of Hetch Hetchy right-of-way, is required by public necessity, convenience and general welfare for the following reason:

> The proposed amendment to P-D(410) will allow for ownership of the unit rather than a rental occupancy only.

and

WHEREAS, on April 21, 1987, the Council has introduced Ordinance No. 2500-C.S. amending Planned Development Zone, P-D(410), to allow the 53-unit apartment complex to be developed as condominiums,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that an amendment to Planned Development Zone, P-D(410), to allow the 53-unit

apartment complex to be developed as condominiums on property located at the west side of Shawnee Drive and on the south side of Hetch Hetchy right-of-way be approved, subject to the following conditions:

1. All development shall conform to the plot plan and floor plans titled "53 Unit Condominium Complex Northwood Place" as amended in red, stamped approved by the Planning Commission on March 9, 1987.

2. Prior to the issuance of a building permit for any condominium structure, a final subdivision map for the condominium shall be recorded.

3. All conditions of City Council Resolution No. 86-1281 not in conflict with this action shall remain in full force and effect.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of April, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-302

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING ANNUAL REQUIREMENTS OF ROCK, SAND AND GRAVEL PRODUCTS

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

SECTION 1. The plans and specifications for furnishing annual requirements of rock, sand and gravel products

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on May 12, 1987, at 3:05 p.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of April, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-303

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING TWO AERIAL LIFT TOWERS

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

SECTION 1. The plans and specifications for furnishing two aerial lift towers

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on May 19, 1987, at 3:15 p.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of April, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-304

A RESOLUTION ACCEPTING THE BID OF GRANITE CONSTRUCTION COMPANY FOR THE 1987 STREET OVERLAYS

WHEREAS, Resolution No. 87-194, adopted by the Council of the City of Modesto on March 17, 1987, approved the plans and specifications for the 1987 street overlays

and authorized the calling for bids; and

WHEREAS, the bids received for the 1987 street overlays

were opened at 11:00 a.m. on April 14, 1987, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of Granite Construction Company in the amount of $398,345.53 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Granite Construction Company in the amount of $398,345.53 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of April, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-305

A RESOLUTION ACCEPTING THE BID OF SUTRAK, INC. FOR FURNISHING BUS AIR CONDITIONING RETROFIT SERVICES

WHEREAS, Resolution No. 87-165, adopted by the Council of the City of Modesto on March 10, 1987, approved the plans and specifications for the furnishing of bus air conditioning retrofit services and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of bus air conditioning retrofit services were opened at 3:00 p.m. on April 7, 1987, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of Sutrak, Inc. in the amount of $24,600 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Sutrak, Inc. in the amount of $24,600 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of April, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-306

A RESOLUTION WAIVING FORMAL BID PROCEDURE AND AUTHORIZING PURCHASE OF REPAIR OF PACKER BODY FROM HEIL EQUIPMENT COMPANY

WHEREAS, the Utility Services - Service Division is requesting the purchase of a new packer truck body and repair alterations; and

WHEREAS, none of the local truck repair shops are able to handle a job of this capacity, and the body itself is available only through Heil Equipment Company of Dixon, California.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for purchase and repair of packer body is hereby waived.

BE IT FURTHER RESOLVED that purchase and repair of packer body from Heil Equipment Company for the total price of $14,477 is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of April, 1987, by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember Muratore , was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-307

A RESOLUTION ACCEPTING THE CONSTRUCTION OF THE MELLIS PARK MASONRY WALL AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering, that the Mellis Park masonry wall

has been completed by Tri-County Builders

in accordance with the contract agreement dated December 23, 1986.

NOW, THEREFORE, BE IT RESOLVED that the Mellis Park masonry wall

be accepted from said contractor, Tri-County Builders;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $18,382.58 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 21st day of April, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-308

**A RESOLUTION SETTING TIME AND PLACE FOR HEARING** ON APPEAL OF THE STATE DEPARTMENT OF TRANSPORTATION TO A PLANNING COMMISSION DECISION REGARDING DRY CREEK MEADOWS AND DRY CREEK MEADOWS NO. 2 TENTATIVE SUBDIVISION MAP

**BE IT HEREBY RESOLVED by the Council of the City of Modesto that** May 12, 1987 **, at** 7:30 **P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of** an appeal of the State Department of Transportation to a Planning Commission decision regarding Dry Creek Meadows and Dry Creek Meadows No. 2 tentative subdivision map.

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 21st **day of** April **, 19** 87 **, by Councilmember** Lang **, who moved its adoption, which motion being duly seconded by Councilmember** Muratore **, was upon roll call carried and the resolution adopted by the following vote:**

**AYES: Councilmembers:** Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

**NOES: Councilmembers:** None

**ABSENT: Councilmembers:** None

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-309

**A RESOLUTION SETTING TIME AND PLACE FOR HEARING** ON LETTER FROM WILLIAM A. MARTIN, ON BEHALF OF MARY LEWIS AND CLAUDIA SHAW, APPEALING A DECISION OF THE MODESTO POLICE DEPARTMENT REGARDING AN APPLICATION FOR A FORTUNE TELLING PERMIT

**BE IT HEREBY RESOLVED by the Council of the City of Modesto that** May 5, 1987 **, at** 4:00 **P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of** a letter from William A. Martin, on behalf of Mary Lewis and Claudia Shaw, appealing a decision of the Modesto Police Department regarding an application for a Fortune Telling Permit.

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 21st **day of** April **, 19** 87 **, by Councilmember** Lang **, who moved its adoption, which motion being duly seconded by Councilmember** Muratore **, was upon roll call carried and the resolution adopted by the following vote:**

| | | |
|---|---|---|
| **AYES:** | **Councilmembers:** | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| **NOES:** | **Councilmembers:** | None |
| **ABSENT:** | **Councilmembers:** | None |

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-310

A RESOLUTION AMENDING THE ANNUAL BUDGET OF THE CITY OF MODESTO FOR THE FISCAL YEAR 1986-87.

WHEREAS, it has been determined that certain adjustments are required to the Annual Budget of the City of Modesto for Fiscal Year 1986-87,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the following adjustments be made to the Annual Budget of the City of Modesto for the Fiscal Year 1986-87.

GENERAL FUND (FUND NO. 010)

Revenue Adjustments

| Agy/Source | Description | Increase (Decrease) Amount |
|---|---|---|
| 510/1201 | Sales & Use Tax | $(278,000) |
| 510/1204 | Utility Users Tax | (77,000) |
| 510/3119 | Motor Vehicle License Fees | 112,000 |
| 510/1404 | Business License Mill Tax | 300,000 |
| 510/3101 | Cigarette Tax | 13,400 |
| 510/1101 | Cum Yr - Secured Prop Tax | (28,000) |
| 510/1104 | Delinquent Taxes | 57,100 |
| 510/1107 | Cum Yr - Unsecured | (17,900) |
| 510/1110 | Supplemental Roll | (49,400) |
| 440/4001 | Building Fee | 445,896 |
| 440/4002 | Building Inspection | (136,310) |
| 440/4003 | Plumbing Inspection | (26,328) |
| 440/4004 | Electrical Inspection | (50,338) |
| 440/4005 | Heating/Cooling | (19,416) |
| 440/4006 | Mobile Home Insp | (3,494) |
| 440/4007 | Plan Checking | (58,810) |
| 330/4075 | Dryden Golf Fees | (10,790) |
| 330/4076 | Muni Golf Fees | (26,920) |
| 330/4077 | Golf Cart Fees | 2,600 |
| 330/4078 | Driving Range Fees | 1,940 |
| 190/3131 | State Grant | 16,195 |
| 700/9631 | Transfer In from Airport Fund | (2,337) |

## GENERAL FUND

Appropriation Adjustments

| Agy/Org/Object | Description | Increase (Decrease) Amount |
|---|---|---|
| 020/0201/0235 | Services, Prof. & Other | $ 4,767 |
| 120/1222/0110 | Salaries & Wages | 2,734 |
| 120/1222/0151 | Fringe Benefits | 928 |
| 160/1601/0110 | Salaries & Wages | 6,479 |
| 160/1601/0151 | Fringe Benefits | 2,200 |
| 160/1601/5730 | Desk | 595 |
| 160/1601/5731 | Chair | 398 |
| 160/1601/5732 | Drafting Table/Stool | 850 |
| 160/1601/0255 | Services, City Forces | 3,800 |
| 380/3812/0223 | Repair & Mtc - Outside | 2,635 |
| 320/3212/0235 | Services, Prof & Other | 12,700 |
| 460/4612/0235 | Services, Prof & Other | 162,750 |
| 460/4612/0216 | Rental of Equipment | 42,250 |
| 490/4912/0120 | Salaries & Wages, Part Time | 3,007 |
| 490/4912/0210 | Utilities | 8,195 |
| 490/4912/0304 | Custodial Supplies | 1,296 |
| 120/1252/0201 | Postage | 3,000 |
| 190/1941/0110 | Salaries & Wages | 12,303 |
| 190/1941/0151 | Fringe Benefits | 3,892 |
| 190/1964/0240 | Intergov't Service | (12,000) |
| 700/7000/7720 | Transfer Out to Fd 720 | 12,000 |
| 502/6502/0205 | Printing & Binding | 3,500 |
| 502/6502/0207 | Conference Expense | 1,600 |
| 502/6502/0208 | Business Expense | 2,415 |
| 502/6502/0235 | Services, Prof & Other | 600 |
| 502/6502/0236 | County Criminal Justice Fund | 6,000 |
| 502/6502/0301 | Office Supplies | 510 |
| 502/6502/0401 | Membership & Dues | 420 |
| 502/6502/0435 | Newsletter | 1,800 |
| 502/6502/0442 | Forward Modest IV | 33,000 |
| 800/8000/8003 | Contingency Reserve | (160,536) |

NONGENERAL FUND ADJUSTMENTS

| Fund/Agy/Org | Rev Source or Expend Object | Description | Increase Revenue | (Decrease) Approp. |
|---|---|---|---|---|
| 070/510/9510 | 3124 | Motor Vehicle Fuel Tax - Code 2126 | $(52,512) | |
| 070/430/P660 | 6000 | Misc. Resurfacing | | $(52,512) |
| 070/510/9510 | 3310 | County Share of St. Proj | 13,091 | |
| 070/510/9510 | 3504 | Federal Share of St. Proj | 104,728 | |
| 070/430/G291 | 6000 | Calif. Ave/Replace Bridge over MID Lot #5 | | 117,819 |
| 140/700/7000 | 7170 | Transfer Out to Fund 170 | | (72,000) |
| 140/700/7000 | 7200 | Transfer Out to Fund 200 | | 72,000 |
| 170/310/G313 | 6000 | Fairway Nbhd Park | | (72,000) |
| 170/700/7000 | 9140 | Transfer In from Fund 140 | (72,000) | |
| 200/700/7000 | 9140 | Transfer In from Fund 140 | 72,000 | |
| 200/310/G401 | 6000 | Eisenhut Nbhd Park | | 72,000 |
| 631/700/7000 | 7010 | Transfer Out to Fund 010 | | (2,337) |
| 631/480/5412 | 0210 | Utilities | | 2,337 |
| 720/480/5813 | 5729 | Detective Sedans (2) | | 12,000 |
| 720/700/7000 | 9010 | Transfer In from Fund 010 | 12,000 | |
| 651/160/1672 | 0110 | Salaries & Wages | | 6,271 |
| 651/160/1672 | 0151 | Fringe Benefits | | 2,130 |
| 651/160/1672 | 0232 | Transit Oper Contract | | 20,000 |
| 651/160/1672 | 9990 | Service Credits | | (3,800) |
| 651/510/9510 | 3158 | Local Transportation Alloc | 7,626 | |
| 651/510/9510 | 3301 | County Transportation Alloc | 2,214 | |
| 651/510/9510 | 3525 | Federal Transportation Grant | 9,841 | |
| 651/510/9510 | 4504 | Passenger Revenue | 4,920 | |
| 652/160/1673 | 0232 | Transit Oper Contract | | 16,000 |
| 652/160/1673 | 0255 | Services City Forces | | 19,000 |
| 652/510/9510 | 3158 | Local Transportation Alloc | 10,850 | |
| 652/510/9510 | 3301 | County Transportation Alloc | 3,150 | |
| 652/510/9510 | 3525 | Federal Transportation Grant | 14,000 | |
| 652/510/9510 | 4501 | Passenger Revenue | 7,000 | |

BE IT FURTHER RESOLVED that the Director of Finance is hereby authorized to implement the provisions of this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of April, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-311

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND** H. WENDELL MOUNCE, A.I.A. AND ASSOCIATES FOR PREPARATION OF THE FINAL PLANS AND SPECIFICATIONS FOR THE PROPOSED NEW POLICE FACILITY

**BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and** H. Wendell Mounce, A.I.A. and Associates for preparation of the final plans and specifications for the proposed new police facility

**be, and it is hereby approved.**

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

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 21st **day of** April, **19** 87, **by Councilmember** Lang, **who moved its adoption, which motion being duly seconded by Councilmember** Muratore, **was upon roll call carried and the resolution adopted by the following vote:**

| | | |
|---|---|---|
| **AYES:** | **Councilmembers:** | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| **NOES:** | **Councilmembers:** | None |
| **ABSENT:** | **Councilmembers:** | None |

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-312

A RESOLUTION COMMENDING THE MODESTO POLICE RESERVES FOR CONTRIBUTIONS TO THE COMMUNITY WELFARE AND SAFETY.

WHEREAS, the Modesto Police Reserves contribute numerous hours each year to the City of Modesto assisting the Police Department in protecting the health, safety and welfare of its citizens, and

WHEREAS, there are approximately thirty-two (32) officers in the organization, private citizens from all walks of life, who devote many hours of their own time to the Modesto Police Department, apart from their employment or business, without any pay whatsoever, and

WHEREAS, the Modesto Police Reserves work constantly with the Modesto Police Department, performing whatever duties may be requested in the way of enforcing laws, searching for missing persons, apprehending escaped convicts, aiding during times of disaster, and helping with various community activities taking place in the City, and

WHEREAS, during the year 1986 alone, the Police Reserves served a total of Nine Thousand Three Hundred and Sixty-nine (9,369) hours of time for the Modesto Police Department,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that each and every person serving with the Modesto Police Reserves be commended for their untiring work in the organization which so greatly contributes to the health, safety and general welfare of our community.

BE IT FURTHER RESOLVED that duly authenticated copies of this resolution be presented to those officers who devoted so many of their

personal hours to the Police Reserves during 1986, in recognition of performance of outstanding service to the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of April, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-313

A RESOLUTION GRANTING APPROVAL TO THE CINCO DE MAYO COMMITTEE FOR THE USE OF WEST SIDE PARK AND FOR A PARADE TO CELEBRATE CINCO DE MAYO ON AN ANNUAL BASIS, AND GRANTING APPROVAL FOR DIRECT CITY ASSISTANCE TO THE CINCO DE MAYO PARADE COMMITTEE.

WHEREAS, the Cinco de Mayo Committee (hereinafter referred to as "Committee") has filed requests with the City Council for permission to use West Side Park as part of its celebration of Cinco de Mayo, and

WHEREAS, Committee has also filed requests relating to a parade in connection with its annual celebration of Cinco De Mayo, and

WHEREAS, the Council by Resolution No. 83-128, adopted a "Policy for Evaluating Requests for Direct City Assistance," and

WHEREAS, The Council deems it appropriate to grant approvals to Committee relating to its annual celebration of Cinco De Mayo and to grant the Cinco De Mayo Parade Committee's request for assistance, subject to certain conditions,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it does hereby approve the following, subject to the conditions set forth, relating to the use of West Side Park by Committee for its annual celebration of Cinco De Mayo.

1. Committee may use West Side Park on the Saturday of its celebration of Cinco De Mayo from 12:00 o'clock noon to 5:30 o'clock p.m. with activities to occur from approximately 12:00 o'clock noon to 5:30 o'clock p.m.

2. Third Street, between G Street and Sierra Drive, may be closed to all traffic except emergency vehicles on Saturday of Committee's celebration of Cinco de Mayo from 12 o'clock noon to 5:00 o'clock p.m., subject to the approval of the Chief of Police of the City of Modesto, in order that Committee may have a car show. Committee shall provide, at its own expense, necessary security in West Side Park, and security to maintain the closure of Third Street, between G Street and Sierra Drive, referred to herein.

3. The City of Modesto will supply the necessary barricades to close Third Street, between G Street and Sierra Drive referred to in Paragraph 2 above, on Saturday of Committee's celebration of Cinco De Mayo subject to the approval of the Chief of Police of the City of Modesto, in order that Committee may have a car show. The barricades will be deposited by employees of the City's Utility Services Department near the corner of Third and G Streets. Committee shall be responsible for placing the barricades to close Third Street between G Street and Sierra Drive, and for removing and returning the barricades to the location where they were deposited by the City. The City of Modesto will remove the barricades from that location.

4. The City's Parks and Recreation Department shall make the necessary arrangements to provide four (4) portable toilets in West Side Park on the Saturday of Committee's Cinco de Mayo celebration.

5. The City of Modesto will provide extra trash containers in West Side Park on the Saturday of Committee's Cinco de Mayo celebration.

6. Committee may erect a stage in West Side Park for its Cinco de Mayo celebration, said stage to be removed from said park by 12:00 o'clock noon, on Sunday of the celebtration. All expenses in connection with the erection and removal of said stage shall be born by Committee.

7. The City of Modesto hereby grants permission to Committee to allow vendors to sell food, beverages, games and other small items in West Side Park on the Saturday of Committee's Cinco de Mayo celebration, and Committee agrees to determine from each such vendor that they have the necessary business license from the City of Modesto permitting them to conduct the business of selling the items referred to herein. Committee will deny permission to any vendor who has not obtained the necessary City of Modesto business license.

8. The Committee will also inform each of the vendors who are permitted to sell food and beverages in West Side Park on the Saturday of Committee's Cinco de Mayo celebration, that they must comply with the provisions of the City of Modesto's Fire Code, which prohibits the use of liquid gas and/or liquid fuel in connection with the cooking and warming of foods and beverages.

9. In the event of any disagreement over the right of any person or organization to use West Side Park, the City's Director of Parks and Recreation shall have the right to make the final determination.

10. Committee shall remove any excess trash and debris from West Side Park which is generated as a result of the Cinco de Mayo celebration, and which cannot be placed in the trash containers placed in the park. The removal of any excess trash and debris which cannot be placed in the trash containers shall be completed by Committee by 12:00 o'clock noon on the Sunday of Committee's Cinco de Mayo celebration.

11. At West Side Park a police command post will be established on Sierra at Third Street using the MPD passenger van. The command post will be manned at all times for communications purposes and as a contact point for the Committees or their staff.

12. The various booths within the Park will begin to close down at 5:30 p.m. Police personnel will remain in the area until on-duty beat officers resume control.

13. The Park Commitee will increase their staff of people this year to provide better rapport throughout the park and for security.

BE IT FURTHER RESOLVED by the Council of the City of Modesto that it does hereby approve the following subject to the conditions set forth, relating to Committee's Cinco de Mayo parade:

1. The City's reviewing stand with canvas top will be placed on "I" Street close to the cannon in the Courthouse Park by City personnel on the Friday before Committee's celebration of Cinco de Mayo, for the use of the parade on the following Saturday.

2. Committee is granted permission to use a public address system at the reviewing stand. Committee shall furnish said public address system, and shall make arrangements with Stanislaus County to use electricity for the reviewing stand.

3. The following parade route is approved as the parade route to be used for the Cinco de Mayo parade, subject to annual approval by the Chief of Police and Director of Parking and Traffic: Starting at 13th and J Streets; west to 10th Street; south to I Street; east to 13th and I Streets; then dismantle. Said parade route is more particularly described on Exhibit A attached hereto.

4. In connection with said parade route referred to above in paragraph No. 3, the City's Utility Services Department will supply sixty (60) street barricades to close the intersections of the streets involved, as designated on the diagram marked Exhibit A and attached hereto. City's Utility Services Department shall be responsible for placing the street

barricades to close the intersections of the streets involved, and at the end of the parade City shall be responsible for removing all barricades from the street intersections. The barricades will remain in their locations until the street sweepers have cleaned up the litter at which time the barricades will be stacked at drop locations to be picked up.

5. The City's Utility Services Department shall provide three (3) street sweepers.

6. The City's Police Department shall provide two (2) horse-mounted police officers to ride the parade as a means of crowd control.

7. The City's Parks and Recreation Department shall make the necessary arrangements to provide four (4) portable toilets on the Saturday of Committee's Cinco de Mayo parade. Said portable toilets shall be placed along the parade route in the locations as designated on the diagram marked Exhibit A and attached hereto.

8. Each year, Committee shall furnish to the City Clerk current and valid certificates of insurance evidencing public liability insurance as shall protect Committee and its agents and employees from claims for damages for bodily injury and property damage which may arise out of Committee's use of West Side Park and the streets adjacent thereto.

The amount of public liability insurance shall be as follows: Public Liability Insurance in an amount not less than Three Hundred Thousand and No/100ths ($300,000.00) Dollars as the result of any one occurrence because of bodily injury sickness, and disease, including death therefrom (hereinafter called "bodily injury"), sustained by any one person; and Five Hundred Thousand and No/100ths ($500,000.00) Dollars as the result of one or more occurrences because of "bodily injury", and insurance in an amount of not less than One Hundred Thousand and No/100ths ($100,000.00) Dollars as the

result of any one or all occurrences for property damage, or a combined single limit policy of Five Hundred Thousand and No/100ths ($500,000.00) Dollars.

Committee's liability policies, and the valid certificates of insurance which are to be furnished to the City Clerk shall contain contractual liability provisions stating that the policies are extended to cover the liability assumed by Committee under the terms of this resolution, and the liability policies, and the certificates of insurance to be furnished to City, shall not permit cancellation of said insurance unless then (10) days' prior written notice is furnished to the City Clerk of the City of Modesto.

BE IT FURTHER RESOLVED that this activity is approved as an annual event on either the first or second weekend of May of each year, subject to review annually by the Modesto Police Department/Parks and Recreation Department. Any changes in the arrangements of the Committee's Cinco de Mayo celebration as herein set forth will require approval by the Council of the City of Modesto.

BE IT FURTHER RESOLVED that the City Clerk shall furnish Committee with a copy of this resolution. Committee shall file a written acceptance of this resolution with the City Clerk, and no right shall be conferred hereby until said acceptance is filed.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of April, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

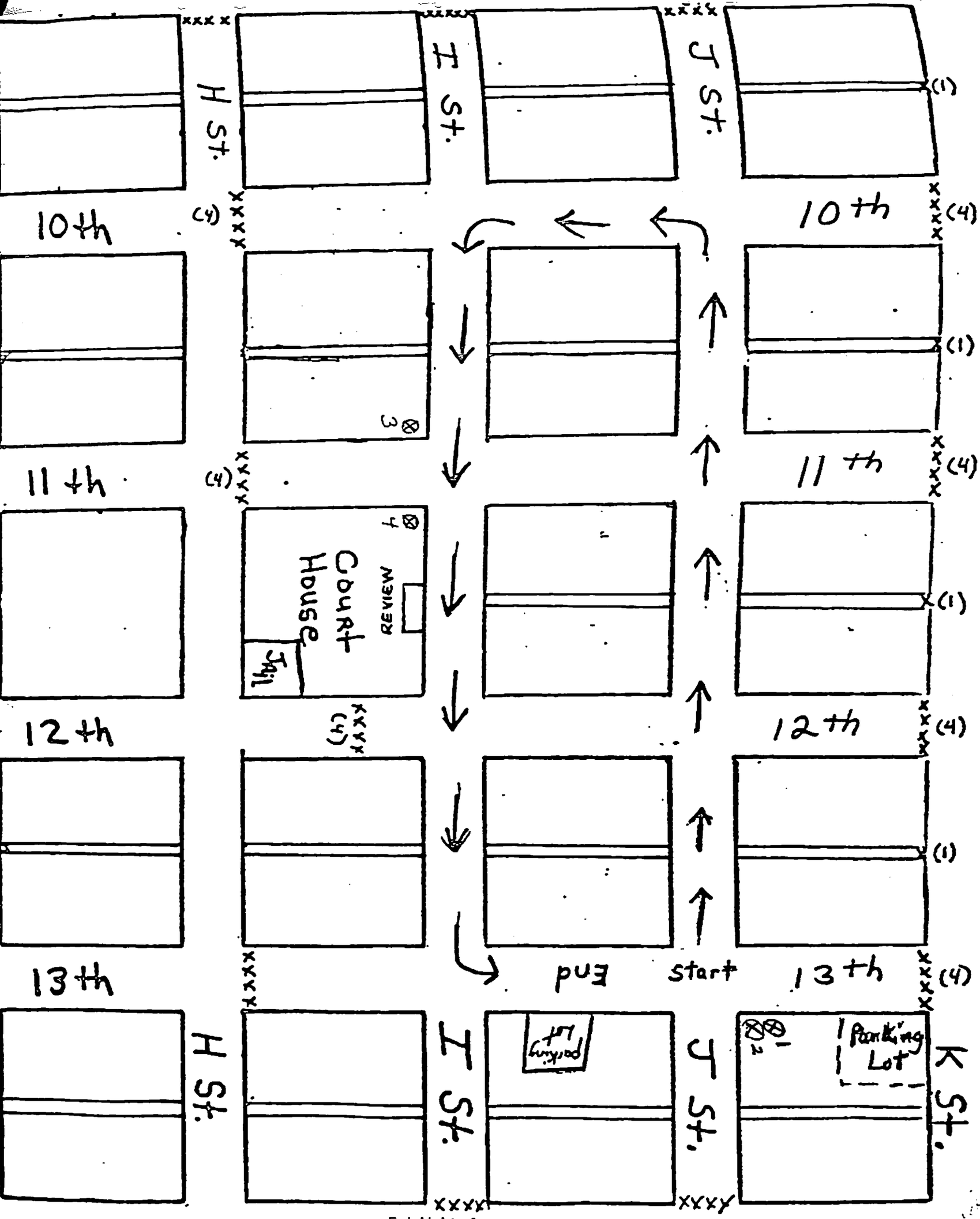

H St.
I St.
J St.
K St.
10th
11th
12th
13th
(1)
(4)
Court House
REVIEW
Jail
Parking Lot
Parking Lot
Start
End
1
2
3
4

Exhibit A

MODESTO CITY COUNCIL
RESOLUTION NO. 87-314

A RESOLUTION ESTABLISHING ENTERPRISE DESIGNATION AREAS WITHIN THE CITY OF MODESTO.

WHEREAS, the City of Modesto has by Ordinance No. 2488-C.S. enacted Chapter 7 of Title 8 of the Modesto Municipal Code establishing Enterprise Designation Incentives to certain qualifying businesses located within an Enterprise Designation area,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that those parcels which are now or in the future shall be zoned as Light Industrial (M-1), Heavy Industrial (M-2) or Business Park (B-P) shall constitute the Enterprise Designation area.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of April, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

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MODESTO CITY COUNCIL
RESOLUTION NO. 87-315

A RESOLUTION APPROVING THE FINAL MAP OF THE PIEDMONT GLEN SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, CONTINENTAL PARAGON, a California corporation

is (~~are~~) possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 12.659 acres, known as the PIEDMONT GLEN Subdivision, and

WHEREAS, a tentative map of said tract was approved by the Planning Commission of the City of Modesto on the 7th day of April, 19 86, and

WHEREAS, the Secretary of the Planning Commission of the City of Modesto has certified that the final map of said tract substantially conforms to the approved tentative map, and

WHEREAS, the City Engineer of the City of Modesto has certified that the final map of said PIEDMONT GLEN Subdivision meets all of the provisions of the California Subdivision Map Act and the provisions of the Modesto Municipal Code relating to subdivisions, and that the map is technically correct,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said final map be approved; that the streets, alleys and

easements as shown thereon within the boundaries of said tract be accepted on behalf of the public for public use; and that the City Clerk be authorized to certify the map of said tract on behalf of the City of Modesto after the fees and deposits required by the Modesto Municipal Code in amounts determined by the City Engineer have been paid, and subdividers have furnished securities, as set forth in Section 4-4.605 of the Modesto Municipal Code, which shall secure the obligations set forth in Section 66499.3 of the Government Code of the State of California. Said securities shall be in forms acceptable to the City Attorney and in the amounts required by the Agreement hereinafter referred to.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of April, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Council-

CA Form 1/78

member Muratore, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-316

A RESOLUTION APPROVING THE LOCAL AGENCY FORMATION COMMISSION "CITY ANNEXATION QUESTIONNAIRE" FOR KANSAS AVENUE NO. 6 REORGANIZATION

BE IT RESOLVED by the Council of the City of Modesto that the attached Local Agency Formation Commission "City Annexation Questionnaire" for Kansas Avenue No. 6 Reorganization Annexation is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of April, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

1. Name of City Modesto

2. Name of Proposed Reorganization Kansas Avenue No. 6

3. Can the City provide complete City Services to the reorganization area if the proposal is approved?

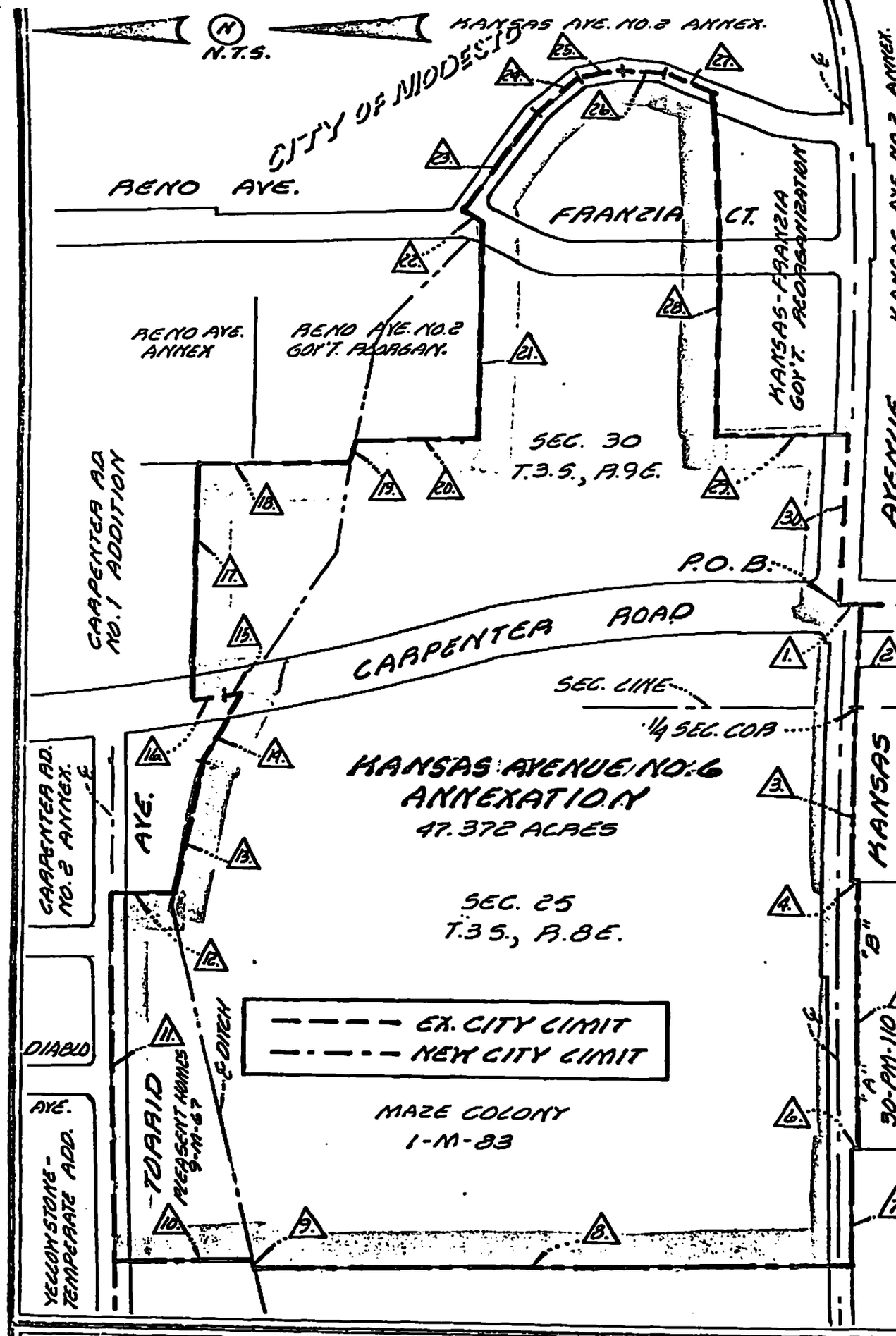
Yes

4. If the proposal is approved, are there any conditions the City would like LAFCO to impose?

No

5. Other comments the City would like to make.

None




BEARING & DIST.

1. S0°48'53"E, 20.00'
2. N89°45'30"W, 177.00'
3. S88°50'00"W, 326.94'
4. S0°21'52"E, 10.00'
5. S88°50'00"W, 475.27'
6. N0°02'55"W, 10.00'
7. S88°50'00"W, 203.29'
8. N0°28'00"W, 1041.94'
9. N75°35'00"E, 14.51'
10. N1°01'00"W, 260.24'
11. N89°06'00"E, 660.00'
12. S1°01'00"E, 105.92'
13. S78°45'00"E, 240.37'
14. S57°59'04"E, 164.65'
15. N12°17'36"W, 13.13'
16. R=2000' Δ=3°01'04" L=105.34'
17. S89°48'30"E, 419.11'
18. S0°53'15"E, 228.56'
19. S83°30'25"E, 29.56'
20. S0°54'49"E, 228.42'
21. S89°50'19"E, 380.44'
22. N29°18'41"E, 47.22'
23. S54°27'20"E, 237.03'
24. S34°10'40"E, 99.00'
25. S13°20'46"E, 82.50'
26. S7°17'00"W, 66.00'
27. S25°41'00"W, 97.68'
28. N89°45'30"W, 614.84'
29. S0°49'30"E, 237.03'
30. N89°45'30"W, 300.02'

| | |
|---|---|
| BY S.E. | KANSAS AVENUE NO.6 ANNEXATION |
| DATE 3-18-87 | CITY OF MODESTO, CALIF. |
| SHT. 1. OF 1. | |

THOMPSON·HYSELL ENGINEERS
1016 12TH ST. - MODESTO, CA 95354
(209) 521-8986

MODESTO CITY COUNCIL
RESOLUTION NO. 87-317

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR PLANNED DEVELOPMENT ZONE, P-D(413).

WHEREAS, a verified application for an amendment to Section 21-3-9 of the Zoning Map was filed by Dr. Fred Mantz on December 31, 1986, to reclassify from Low Density Residential Zone, R-1, to Planned Development Zone, P-D, to allow a medical office complex, property located on the north side of East Orangeburg Avenue between Collier Avenue and Trombetta Avenue, described as follows:

> ALL that portion of Lots 9 and 10 of the COOLIDGE COLONY as shown on the map filed in Volume 5 of Maps at Page 17, Stanislaus County Records described as follows:
>
> Beginning at the southeast corner of said Lot 9; thence westerly along the south line of said Lot 9, also being the centerline of Orangeburg Avenue, an 80.00' wide public street a distance of 133.0 feet; thence northerly along a line parallel to and 133.00 feet distant from the east line of said Lot 9 a distance of 330.0 feet to the north line of said Lot 9; thence easterly along said north line of Lot 9 and Lot 10 of the Coolidge Colony a distance of 225.00 feet; thence southerly along a line that is parallel to and 92.00 feet distant from the west line of said Lot 10 a distance of 330.00 feet to the south line of said Lot 10 and the centerline of Orangeburg Avenue; thence westerly along said south line of Lot 10 and the centerline of Orangeburg Avenue a distance of 92.0 feet to the point of beginning.

and

WHEREAS, after a public hearing held on February 17, 1987, and continued to March 9, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, it was found and determined by the Planning Commission, by its Resolution No. 87-32, that rezoning of the property as

requested is required by public necessity, convenience and general welfare for the following reasons:

1. The proposed medical office complex constitutes good use of the land.

2. The proposed medical office complex will be compatible with surrounding land uses.

and

WHEREAS, after a public hearing held on April 28, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of Dr. Fred Mantz for a Planned Development Zone should be granted as consonant with public necessity, convenience and general welfare for the reasons set forth in Planning Commission Resolution No. 87-32 and quoted above, and

WHEREAS, the Council has introduced Ordinance No. 2502-C.S. on the 28th day of April, 1987, reclassifying the above-described property from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(413).

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

SECTION 1. DEVELOPMENT PLAN. The development plan for Planned Development Zone, P-D(413), is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan and floor plans titled "Orangeburg Dental-Medical Office Complex" as amended in red, stamped approved by the Planning Commission on March 9, 1987.

2. The applicant shall submit revised plot plans showing all changes required by the Planning Commission prior to the City Council hearing. All development shall conform to these

revised plans as amended in red, stamped approved by the Planning Commission on March 9, 1987.

3. Prior to the issuance of a building permit, a landscaping and irrigation plan shall be approved by the Director of Parks and Recreation. Screen landscaping shall be installed along the north property line. Landscaping and the irrigation system shall be installed and maintained in accordance with the approved plan.

4. Fences or walls shall be constructed prior to occupancy and shall be as follows:

   Six-foot double-sided board fence with decorative masonry pilasters along the north property line.

5. All landscaping, fences, and walls shall be maintained and the premises shall be kept free of weeds, trash, and other debris.

6. Prior to issuance of a building permit the developer shall dedicate public utility easements as required by the utility companies and the Director of Engineering Services.

7. Drainage shall be provided as required by the Director of Engineering Services.

8. All outdoor lighting shall be shielded from adjacent residential properties as required by the Director of Engineering Services.

9. Trash bins shall be kept in enclosures in accordance with the approved plan, and shall be constructed of building materials consistent with those used in the major buildings as approved by the Director of Planning and Community Development.

10. All signs shall comply with the sign requirements of the P-O Zone.

11. Prior to issuance of a building permit, the developer shall pay the City of Modesto the cost of planting street trees along the East Orangeburg Avenue frontage. The number shall be as determined by the Director of Engineering Services.

12. The developer shall dedicate to the City of Modesto a street tree planting easement along the East Orangeburg Avenue frontage as required by the Director of Parks and Recreation.

13. Prior to issuance of a building permit, the developer shall show on the plans submitted to Building Inspection all fire hydrants as required by the Fire Chief. All hydrants required

by the Fire Chief shall be installed and operable prior to construction of any structures.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned Development Zone, P-D(413):

The entire construction program be accomplished in one phase, construction to begin on or before March 9, 1989, and completion to be not later than March 9, 1990.

SECTION 3. CHANGES IN DEVELOPMENT PLAN. Any changes in the above-approved development plan shall be made in accordance with the provisions of Section 10-2.1709 of the Modesto Municipal Code.

SECTION 4. COMPLIANCE WITH CODE PROVISIONS, ETC. In all other respects said planned development shall be accomplished in accordance with and in strict adherence to the provisions of Article 17 of Title X of the Modesto Municipal Code relating to Planned Development Zones and other applicable City laws, rules, regulations and procedures.

SECTION 5. EFFECTIVE DATE. This resolution shall not become effective unless and until the ordinance reclassifying the above-described property to Planned Development Zone, P-D(413), becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of April, 1987, by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

APPROVED AS TO DESCRIPTION:

By
Department of Planning and Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 87-318

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION MAP 21-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON FROM R-1 TO P-D(413).

WHEREAS, on April 28, 1987, the City Council introduced Ordinance No. 2502-C.S. giving approval to a project relating to an amendment to Section Map 21-3-9 of the Zoning Map of the City of Modesto to reclassify from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(413), property located on the north side of East Orangeburg Avenue between Collier Avenue and Trombetta Avenue, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to an amendment to Section Map 21-3-9 of the Zoning Map of the City of Modesto to reclassify from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(413), property located on the north side of East Orangeburg Avenue between Collier Avenue and Trombetta Avenue.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of April, 1987, by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan J. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-319

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR PLANNED DEVELOPMENT ZONE, P-D(417).

WHEREAS, a verified application for an amendment to Section 28-3-9 of the Zoning Map was filed by Westar Associates on March 2, 1987, to reclassify from Medium High Residential Zone, R-3, and General Commercial Zone, C-2, to Planned Development Zone, P-D, to allow a general retail shopping area with a supermarket as anchor tenant, property located between H and I Streets and between 17th and 19th Streets, described as follows:

R-3 to P-D; C-2 to P-D

All that certain real property situate in a portion of the Southwest quarter of Section 28, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, in the City of Modesto, County of Stanislaus, State of California, described as follows:

R-3 Portion to P-D

City of Modesto Blocks 130 and 132.

Excepting therefrom all of the Southeastern 100.00 feet of said Block 130 and all of the Southeastern 150.00 feet of Block 132.

Including the Southeastern 50.00 feet of "I" Street, Northeastern 40.00 feet of "17th" Street, Southwestern 40.00 feet of "19th" Street, and South 40.00 feet of Downey Avenue and all immediately adjacent to the above described portions of Block 130 and 132.

C-2 Portion to P-D

All of the Southeastern 100.00 feet of City of Modesto Block 130 and all of the Southeastern 150.00 feet of City of Modesto Block 132.

Including the Northeastern 40.00 feet of "17th" Street, Southwestern 40.00 feet of "19th" Street, and the Northwestern 40.00 feet of "H" Street and all immediately adjacent to the above described property.

and

WHEREAS, after a public hearing held on April 13, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, it was found and determined by the Planning Commission, by its Resolution No. 87-56, that rezoning of the property as requested is required by public necessity, convenience and general welfare for the following reasons:

1. The proposed P-D Zone will provide for consumer goods and service for the neighborhoods close to the downtown area.

2. General Commercial development in this location is consistent with the General Plan.

and

WHEREAS, after a public hearing held on April 28, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of Westar Associates for a Planned Development Zone should be granted as consonant with public necessity, convenience and general welfare for the reasons set forth in Planning Commission Resolution No. 87-56 and quoted above, and

WHEREAS, the Council has introduced Ordinance No. 2503-C.S. on the 28th day of April, 1987, reclassifying the above-described property from Medium High Residential Zone, R-3, and General Commercial Zone, C-2, to Planned Development Zone, P-D(417).

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

SECTION 1. DEVELOPMENT PLAN. The development plan for Planned Development Zone, P-D(417), is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan and floor plans titled "A Project for Westar Associates" as amended in red, stamped approved by the Planning Commission on April 13, 1987.

2. Prior to the issuance of a building permit, a landscaping and irrigation plan shall be approved by the Director of Parks and Recreation. Landscaping and the irrigation system shall be installed and maintained in accordance with the approved plan.

3. Fences or walls shall be constructed prior to occupancy and shall be as follows:

   Six- and four-foot decorative masonry walls as shown on the approved plans.

4. All landscaping, fences, and walls shall be maintained and the premises shall be kept free of weeds, trash, and other debris.

5. All street frontages shall be improved to City standards prior to the occupancy of any structures or when requested by the Director of Engineering Services to alleviate a health, safety, or traffic problem in the area.

6. Prior to issuance of a building permit, improvement plans for required improvements shall be prepared by a registered civil engineer and approved by the Director of Engineering Services. Improvements shall be constructed in accordance with the approved plans.

7. Prior to issuance of a building permit the developer shall dedicate public utility easements as required by the utility companies and the Director of Engineering Services.

8. Drainage shall be provided as required by the Director of Engineering Services.

9. Trash bins shall be kept in enclosures in accordance with the approved plan, and shall be constructed of building materials consistent with those used in the major buildings as approved by the Director of Planning and Community Development.

10. The loading dock area on the southwest side of the shopping center may not be used for outside storage of any type of material.

11. Three freestanding shopping center identification signs shall be permitted, one each on the Downey Street, H Street and I Street frontages. One of these signs shall not exceed 72 square feet in area and 20 feet in height, and the other two shall not exceed 50 square feet and eight feet in height. All other signs in the shopping center shall comply with the sign requirements of the C-3 Zone.

12. All curbcuts serving two-way driveways shall be of the street intersection design.

13. Prior to issuance of a building permit, the developer shall show on the plans submitted to Building Inspection all fire hydrants as required by the Fire Chief. All hydrants required by the Fire Chief shall be installed and operable prior to construction of any structures.

14. Prior to issuance of a building permit, the applicant shall obtain approval from the Director of Parks and Recreation of a plan to assure protection of the existing City trees which will remain.

15. That the approved "H" Street widening and traffic flow changes shall be made prior to occupancy of the first building to open for business. The applicant shall dedicate any right-of-way to widen "H" Street if needed as determined by the City Engineer.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned Development Zone, P-D(417):

Phase I Buildings A, B. and C - Construction to begin on or before June 1, 1988, and completion to be not later than June 1, 1989.

Phase II Buildings D and E - Construction to begin on or before June 1, 1989, and completion to be not later than June 1, 1990.

SECTION 3. CHANGES IN DEVELOPMENT PLAN. Any changes in the above-approved development plan shall be made in accordance with the provisions of Section 10-2.1709 of the Modesto Municipal Code.

SECTION 4. COMPLIANCE WITH CODE PROVISIONS, ETC. In all other respects said planned development shall be accomplished in accordance with and in strict adherence to the provisions of Article 17 of Title X of the Modesto Municipal Code relating to Planned Development Zones and other applicable City laws, rules, regulations and procedures.

SECTION 5. EFFECTIVE DATE. This resolution shall not become effective unless and until the ordinance reclassifying the above-described property to Planned Development Zone, P-D(417), becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of April, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside and Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

APPROVED AS TO DESCRIPTION:

By William Pichel
Department of Planning and Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 87-320

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION MAP 28-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON FROM R-3 AND C-2 TO P-D(417).

WHEREAS, on April 28, 1987, the City Council introduced Ordinance No. 2503-C.S. giving approval to a project relating to an amendment to Section Map 28-3-9 of the Zoning Map of the City of Modesto to reclassify from Medium High Density Residential Zone, R-3, and General Commercial Zone, C-2, to Planned Development Zone, P-D(417), property located between H and I Streets and between 17th and 19th Streets, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to an amendment to Section Map 28-3-9 of the Zoning Map of the City of Modesto to reclassify from Medium High Density Residential Zone, R-3, and General Commercial Zone, C-2, to Planned Development Zone, P-D(417), property located between H and I Streets and between 17th and 19th Streets.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of April, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-321

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE WATERLINE EXTENSION ON ROSEMORE, SHADDOX, AND LONE PALM

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

SECTION 1. The plans and specifications for waterline extension on Rosemore, Shaddox, and Lone Palm

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on May 12, 1987, at 11:00 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of April, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-322

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING ANNUAL COMPACTION, AGGREGATE, AND CONCRETE TESTING SERVICES

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

SECTION 1. The plans and specifications for furnishing annual compaction, aggregate, and concrete testing services

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on June 2, 1987, at 3:00 p.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of April, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-323

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING ALUMINUM STADIUM SEATING

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

SECTION 1. The plans and specifications for purchasing aluminum stadium seating

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on May 26, 1987, at 3:10 p.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of April, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-324

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING JANITORIAL SERVICES AT AMERICAN LEGION HALL

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

SECTION 1. The plans and specifications for furnishing janitorial services at American Legion Hall

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on May 26, 1987, at 3:15 p.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of April, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-325

A RESOLUTION ACCEPTING THE BID OF WESTERN STONE PRODUCTS, INC. FOR RESURFACING THE ROOSEVELT PARK TENNIS COURTS

WHEREAS, Resolution No. 87-248, adopted by the Council of the City of Modesto on April 7, 1987, approved the plans and specifications for the resurfacing of the Roosevelt Park tennis courts and authorized the calling for bids; and

WHEREAS, the bids received for the resurfacing of the Roosevelt Park tennis courts were opened at 11:10 a.m. on April 21, 1987, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of Western Stone Products, Inc. in the amount of $22,119 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Western Stone Products, Inc. in the amount of $22,119 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 April, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-326

A RESOLUTION ACCEPTING THE BID OF HOWELL CONSTRUCTION, INC. FOR FURNISHING AND INSTALLING ALL NECESSARY WORK TO COMPLETE OXIDATION POND FACILITIES CONTROL BUILDING REMODEL/ADDITION

WHEREAS, Resolution No. 87-222, adopted by the Council of the City of Modesto on March 24, 1987, approved the plans and specifications for the furnishing and installing all necessary work to complete oxidation pond facilities control building remodel/addition and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing and installing of necessary work to complete oxidation pond facilities control building remodel/addition were opened at 11:00 a.m. on April 21, 1987, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of Howell Construction, Inc. in the amount of $62,715 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Howell Construction, Inc. in the amount of $62,715 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 April, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-327

A RESOLUTION ACCEPTING THE BID OF ASI TELESYSTEMS, INC. FOR FURNISHING A TELECOMMUNICATIONS SYSTEM

WHEREAS, Resolution No. 87-914, adopted by the Council of the City of Modesto on August 5, 1986, approved the plans and specifications for the purchase of a telecommunications system and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of a telecommunications system were opened at 3:00 p.m. on October 21, 1986, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of ASI Telesystems, Inc. in the amount of $383,547, and $13,700 for second year maintenance be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of ASI Telesystems, Inc. be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of April, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-328

A RESOLUTION FINDING THAT SATISFACTORY PROGRESS IS BEING MADE IN THE CONSTRUCTION OF THE WATER QUALITY CONTROL PLANT EXPANSION PROJECT, UNIT 2/3, AND GRANTING A REDUCTION IN RETENTION (PROJECT NO. C-06-1063-223-01).

WHEREAS, the City has received a request from Homer J. Olsen, Inc., for a reduction in retention on the Water Quality Control Plant Expansion Project, Unit 2/3, Project No. C-06-1063-223-01, and

WHEREAS, there is satisfactory progress being made on the construction of the project with the only major work left to be done being the slope protection on Storage Pond 2 and the placement of an aggregate base roadway on top of Storage Ponds 1 and 2, and

WHEREAS, pursuant to Section 53067 of the Government Code and the project specifications, a reduction in retention up to two and one-half percent (2-1/2%) of the contract price is permissible, and

WHEREAS, City staff has reported that satisfactory progress is being made on the Unit 2/3 Project and a reduction in retention on the project is an appropriate request.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it does hereby find that satisfactory progress is being made on the Water Quality Control Plant Expansion Project, Unit 2/3, Project No. C-06-1063-223-01, and authorizes a reduction in retention of amounts withheld from progress billings from five percent (5%) to $933,416, which represents 3.6% retention on the work remaining on the Unit 2/3 contract.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of April, 1987, by Councilmember McGrath, who moved its adoption, which motion

MODESTO CITY COUNCIL
RESOLUTION NO. 87-328

A RESOLUTION FINDING THAT THE WATER QUALITY CONTROL PLANT EXPANSION PROJECT, UNIT 2/3, IS SUBSTANTIALLY COMPLETE, AND GRANTING A REDUCTION IN RETENTION (PROJECT NO. C-06-1063-223-01).

WHEREAS, the City has received a request from Homer J. Olsen, Inc., for a reduction in retention on the Water Quality Control Plant Expansion Project, Unit 2/3, Project No. C-06-1063-223-01, and

WHEREAS, the project is substantially complete except for work left to be done on the slope protection on Storage Pond 2 and the placement of an aggregate base roadway on top of Storage Ponds 1 and 2, and

WHEREAS, pursuant to Section 53067 of the Government Code and the project specifications, a reduction in retention to two and one-half percent (2-1/2%) of the contract price is permissible, and

WHEREAS, City staff has reported that the Unit 2/3 Project is substantially complete and a reduction in retention on the project is an appropriate request.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it does hereby find that the Water Quality Control Plant Expansion Project, Unit 2/3, Project No. C-06-1063-223-01, is substantially complete and authorizes a reduction in retention of amounts withheld from progress billings from five percent (5%) to two and one-half percent (2-1/2%) of the work that is substantially complete as noted above.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of April, 1987, by Councilmember McGrath, who moved its adoption, which motion

being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Lang

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-329

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND ZAGARIS MANAGEMENT SERVICES, INC. TO ALLOW REIMBURSEMENT FOR STREET IMPROVEMENTS ON BLUE GUM AVENUE, ADJACENT TO WESTRIDGE NO. 4 SUBDIVISION

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Zagaris Management Services, Inc. to allow reimbursement for street improvements on Blue Gum Avenue, adjacent to Westridge No. 4 Subdivision

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of April, 1987, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Lang, McGrath |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-330

**A RESOLUTION SETTING TIME AND PLACE FOR HEARING** TO AUTHORIZE FILING FOR A FEDERAL TRANSIT OPERATING GRANT FOR FY 1987/88

**BE IT HEREBY RESOLVED by the Council of the City of Modesto that** May 26, 1987 **, at** 7:30 **P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of** filing for a Federal Transit Operating Grant for FY 1987/88.

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 28th **day of** April **, 19**87**, by Councilmember** Lang **, who moved its adoption, which motion being duly seconded by Councilmember** Whiteside **, was upon roll call carried and the resolution adopted by the following vote:**

| | | |
|---|---|---|
| **AYES:** | **Councilmembers:** | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| **NOES:** | **Councilmembers:** | None |
| **ABSENT:** | **Councilmembers:** | None |

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-331

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

WHEREAS, a Position Classification Plan for the City of Modesto was adopted by Modesto City Council Resolution No. 67-77 pursuant to Rule 2 of the Personnel Rules and Regulations of the City of Modesto, and

WHEREAS, the City Manager has recommended to the Council amendments to the Position Classification Plan, and

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

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

SECTION 1. CLASSIFICATIONS AMENDED. The Position Classification Plan of the City of Modesto is hereby amended to amend the following classifications:

Administrative Analyst I

Administrative Analyst II

The specifications for the classifications amended, as shown on the attached Exhibit "A" which is hereby made a part of this resolution by reference, are hereby approved and made a part of the Position Classification Plan of the City of Modesto.

SECTION 2. EFFECTIVE DATE. This resolution shall become effective on and after April 28, 1987.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of April, 1987, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Lang, McGrath |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

## DEFINITION

This class series describes two classes that are responsible to provide administrative staff support for the City Manager's Office, a department head and/or a division head; to complete assignments in research and technical report writing; to fulfill other administrative assignments in functional areas such as budget and/or property management; and to do other related work as required.

## DISTINGUISHING CHARACTERISTICS

Administrative Analyst I is the entry level into the administrative analyst series. Administrative Analyst II is distinguished from level I by performing duties involving higher levels of City administration and performing more difficult assignments for the City Manager's Office, a department head, in budget, and/or property management. These positions are allocated at level II. Those appointed at level I will be expected to demonstrate proficiency in acquiring skills and abilities to perform more complex assignments. When the employee has completed a minimum of eighteen (18) months, he/she will be eligible for promotion to Administrative Analyst II upon the recommendation of the appointing authority.

## EXAMPLES OF DUTIES

Conducts regular and special studies including the collection of data, organizing facts and assumptions, evaluation of findings, and preparing recommendations; represents management at various meetings as assigned and prepares follow-up reports; reviews and responds to citizens' requests for services; assists in public relations activities; prepares and submits grants-in-aid proposals; monitors success of submitted grants; gathers and submits required information for audits of grants-in-aid by state and/or federal agencies; makes oral and written reports as directed; provides full administrative staff support to the Affirmative Action Commission; enforces contractor compliance; assists minority enterprises in developing contracts with the City; performs less complex duties of city-wide budget preparation and analysis; assists the Property Agent with routine property management assignments; handles complaints of lessees, including the arrangement of necessary repairs; furnishes other City departments with lease information; confers with Finance Department regarding rentals and assists in efforts to keep rental payments current; develops, analyzes, and reviews divisional and department budgets; assists in department training programs; reviews and makes recommendations concerning departmental safety activities; plans, supervises, and evaluates the work of subordinate personnel; may be assigned responsibility for a special project, including, but not limited to, energy conservation, housing, safety or employer-employee relations.

Exhibit A

EMPLOYMENT STANDARDS

Experience and education:

For Administrative Analyst I:

Option I Four (4) years experience required in an administrative or management position involving duties such as affirmative action coordinator, budget, program planning, or staff research and completion of two (2) academic years at an accredited college or university. (An academic year is defined as 30 semester or 45 quarter units).

Option II Two (2) years experience required in an administrative or management position involving duties such as affirmative action coordinator, budget, program planning, or staff research and completion of three (3) academic years at an accredited college or university.

Option III Graduation from an accredited four-year college or university will satisfy the requirement of experience plus college.

For Administrative Analyst II:

Option I: Eighteen (18) months of full-time experience comparable to an Administrative Analyst I with the City of Modesto.

or

Option II: Six (6) years experience required in an administrative or management position involving duties such as affirmative action coordinator, budget, program planning, or staff research and completion of two (2) academic years at an accredited college or university. (Substitution may be allowed for completion of a third and fourth academic year of college for two to four years of the required experience.)

and

Knowledge of:

Local, state and federal governmental structure and process;
Principles and practices of organization, administration, and management,
English composition, spelling, grammar, and punctuation
at college-level usage;
Technical report writing styles;
Effective research methods and practices;
Basic statistics and methods of graphic presentation;
Computer capabilities and limitations.

and

Ability to:

For Administrative Analyst I:

Understand and follow oral and written instructions;
Gather data, separate facts and assumptions, and prepare recommendations;
Prepare statistical charts, graphs, and exhibits;
Speak and write effectively;
Perform technical report writing with a high degree of skill and clarity;
Learn to prepare completed staff work for oral and written presentations;
Work in harmony with other members of City staff;
Establish and maintain effective working relationships with the general public, co-workers, supervisors, and members of diverse cultural and linguistic backgrounds, regardless of race, creed, color, religion, sex, age or handicap.

For Administrative Analyst II, all of the above, plus:

Prepare and make effective oral presentations;
Work with minimal direction and supervision;
Set self priorities and structure time;
Work under pressure;
Work and control sensitive, confidential information on assignment;
Adapt with flexibility to unexpected changes in a work situation;
Counsel individuals and maintain privacy.

and

All those appointed shall complete twelve (12) month probation. Satisfactory performance and recommendation of the department head is required for regular status.

Incumbents may be required to file a Statement of Economic Interests.

Possession of a valid Class 3 Driver's license issued by the California Department of Motor Vehicles, within one month after appointment.

Fluency in a language other than English is desireable but not required.

MODESTO CITY COUNCIL
RESOLUTION NO. 87-332

A RESOLUTION AMENDING SECTION 3.1 OF THE PERSONNEL RULES RELATING TO DELETING THE REFERENCE TO THE FORMER PERSONNEL COMMISSION, AMENDING SECTIONS 3.3, 13.4, AND 13.5 OF THE PERSONNEL RULES RELATING TO AUTHORIZING THE CITY MANAGER TO ISSUE WRITTEN ADMINISTRATIVE ORDERS, AND AMENDING SECTION 19.1 OF THE PERSONNEL RULES RELATING TO IMPLEMENTING M.O.U. CHANGES.

WHEREAS, Section 1202 of Article XII of the Charter of the City of Modesto provides that the personnel system provided by said Article shall be implemented by such rules and regulations governing the administration thereof as are adopted by the City Council upon recommendation of the City Manager, and

WHEREAS, the City Council has adopted Personnel Rules as authorized by the City Charter, and

WHEREAS, the City Manager has recommended that Sections 3.1 and 3.3 of the Personnel Rules relating to the Pay Plan, Sections 13.4 and 13.5 of the Personnel Rules relating to Attendance and Leaves, and Section 19.1 of the Personnel Rules relating to Administrative Orders, be amended, and

WHEREAS, at its meeting of April 28, 1987, the City Council considered amending Section 3.1 of the Personnel Rules relating to deleting the reference to the former Personnel Commission, amending Sections 3.3, 13.4, and 13.5 of the Personnel Rules relating to authorizing the City Manager to issue written Administrative Orders, and Section 19.1 of the Personnel Rules relating to implementing M.O.U. changes,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby finds and determines that Sections 3.1, 3.3, 13.4, 13.5 and 19.1 of the Personnel Rules shall be amended to read as follows:

3.1 Preparation or Review of the Pay Plan

At least annually the City Manager shall review the existing pay plan and recommend to the City Council an appropriate range or rate of pay for each class for which he/she is the appointing authority. In arriving at salary ranges or rates, consideration shall be given to both basic pay and conditions of work in comparable public and private employment in the recruitment area.

3.3 Advancement Within Salary Range

The City Manager is hereby authorized to issue written administrative orders to establish procedures and practices governing the advancement of employees within the salary ranges established for their positions and classifications.

13.4 Vacations

The City Manager is hereby authorized to issue written administrative orders to establish procedures and practices governing vacation leave.

13.5 Sick Leave

The City Manager is hereby authorized to issue written administrative orders to establish procedures and practices governing sick leave accrual, sick leave usage, and cash out of sick leave at time of separation.

19.1 Authority

The City Manager is hereby authorized to issue written administrative orders to establish procedures and practices for administration of the City personnel system and to interpret or clarify any provision of the Modesto Municipal Code or these rules and to implement provisions of Memoranda of Understanding. The City Manager shall refer them to the City Attorney to determine that they conform with the spirit and intent of the City Charter, the Modesto Municipal Code, these rules, and provisions of Memoranda of Understanding.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of April, 1987, by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Lang

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-333

A RESOLUTION APPROVING THE FINAL MAP OF THE DUTCH FAIRE SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, RDR Properties is possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 19.756 acres, known as the Dutch Faire Subdivision, and

WHEREAS, a tentative map of said tract was approved by the Planning Commission of the City of Modesto on the 15th day of December, 1986, and

WHEREAS, the Secretary of the Planning Commission of the City of Modesto has certified that the final map of said tract substantially conforms to the approved tentative map, and

WHEREAS, the City Engineer of the City of Modesto has certified that the final map of said Dutch Faire Subdivision meets all of the provisions of the California Subdivision Map Act and the provisions of the Modesto Municipal Code relating to subdivisions, and that the map is technically correct,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said final map be approved; that the streets, alleys and easements as shown thereon within the boundaries of said tract be accepted on behalf of the public for public use; and that the City Clerk be authorized to certify the map of said tract on behalf of the City of Modesto after the fees and deposits required by the Modesto Municipal Code in amounts determined by the City Engineer have been paid, and subdividers have furnished securities, as set forth in Section 4-4.605 of the Modesto Municipal Code, which shall secure the obligations set forth in Section 66499.3 of the Government Code of the State

of California. Said securities shall be in forms acceptable to the City Attorney and in the amounts required by the Agreement hereinafter referred to.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of April, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 87-334

**A RESOLUTION SETTING TIME AND PLACE FOR HEARING** ON APPEAL OF MID-VALLEY ENGINEERING TO A DECISION OF THE PLANNING COMMISSION CONCERNING DRY CREEK MEADOWS AND DRY CREEK MEADOWS NO. 2

**BE IT HEREBY RESOLVED by the Council of the City of Modesto that** May 12, 1987 **, at** 7:30 **P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of** an appeal of Mid-Valley Engineering to a decision of the Planning Commission concerning Dry Creek Meadows and Dry Creek Meadows No. 2.

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 28th **day of** April **, 19** 87 **, by Councilmember** Lang **, who moved its adoption, which motion being duly seconded by Councilmember** Whiteside **, was upon roll call carried and the resolution adopted by the following vote:**

| | | |
|---|---|---|
| **AYES:** | **Councilmembers:** | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| **NOES:** | **Councilmembers:** | None |
| **ABSENT:** | **Councilmembers:** | None |

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-335

A RESOLUTION DECLARING THAT A SUFFICIENT PROTEST HAS NOT BEEN MADE AGAINST THE ANNEXATION OF CERTAIN UNINHABITED TERRITORY TO THE CITY OF MODESTO KNOWN AS HOUSER LANE NO. 3 REORGANIZATION TO THE CITY OF MODESTO AND ORDERING THE ANNEXATION OF SAID TERRITORY.

WHEREAS, the Local Agency Formation Commission of the County of Stanislaus adopted its Resolution No. 87-08 on March 18, 1987, making determinations and approving the proposed annexation to the City of Modesto of territory described in Exhibit A attached hereto and by this reference incorporated herein, and

WHEREAS, the terms and conditions of annexation as approved by the Local Agency Formation Commission are as follows: Said reorganization shall be processed as a reorganization pursuant to the provisions of Section 56852 of the Government Code of the State of California and shall consist of (a) the annexation of said territory to the City of Modesto; (b) the detachment of said territory from the Burbank-Paradise Fire Protection District; and (c) the annexation of said territory to the Modesto Municipal Sewer District No. 1, and

WHEREAS, the reasons for this annexation are set forth in the Applicant's Statement, a copy of which is attached hereto marked Exhibit B and by this reference incorporated herein, and

WHEREAS, the regular county assessment roll is utilized by the City of Modesto, and

WHEREAS, by Resolution No. 87-293, the Council fixed the 5th day of May, 1987, at the hour of 4:00 o'clock p.m., in the Council Chambers at the City Hall, located at 801 11th Street in the City of Modesto as the time and place for hearing protests against said annexation, and

WHEREAS, a copy of said Resolution No. 87-293 was duly published in The Modesto Bee, a newspaper of general circulation, published in the City of Modesto and in the County of Stanislaus, and being the official newspaper of the City of Modesto, said publications being commenced at least fifteen (15) days prior to the date set for the hearing, and

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

WHEREAS, on the 5th day of May, 1987, at the hour of 4:00 o'clock p.m., in the Council Chambers at the City Hall, 801 11th Street in the City of Modesto, County of Stanislaus, State of California said public hearing on this reorganization was held, and the Council of the City of Modesto did hear and pass upon all protests made to the proposed annexation, and

WHEREAS, written protests have been filed and not withdrawn by owners of land who own less than fifty (50) percent of the total assessed value of land within the affected uninhabited territory, and

WHEREAS, the value of said protests was determined to be insufficient as such protests consisted of less than fifty (50) percent of the total assessed value of land located within the uninhabited territory proposed for reorganization,

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

1. All of the requirements of the Cortese/Knox Local Government Act of 1985 have been complied with.

2. That the area of territory designated as the Houser Lane No. 3 Reorganization is uninhabited territory within the meaning of the Cortese/Knox Local Government Act, and is more particularly described on Exhibit A attached hereto and made a part hereof as though set forth in full herein.

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

4. Said territory is hereby annexed to and made a part of the City of Modesto.

5. Said territory is hereby detached from the Burbank-Paradise Fire Protection District.

6. Said territory is hereby annexed to the Modesto Municipal Sewer District No. 1.

7. Said territory shall be subject to municipal taxes to pay any indebtedness or liability of the City of Modesto authorized or existing at the time of the adoption of this resolution.

BE IT FURTHER RESOLVED that the City Clerk of the City of Modesto is hereby directed to immediately make, under the seal of said City of Modesto, a certified copy of this resolution, stating the date of its passage and to obtain such further documentation as is required by law. The City Clerk is further directed to transmit the aforesaid documents to the Executive Officer of the Stanislaus County Local Agency Formation Commission together with payment of applicable fees required by Section 54902.5 of the California Government Code.

BE IT FURTHER RESOLVED that pursuant to Section 57202 of the California Government Code, this Reorganization shall be effective on the date of execution of the certificate of completion by the Executive Officer of the Stanislaus County Local Agency Formation Commission.

BE IT FURTHER RESOLVED that the negative declaration as to the environmental impact of this Reorganization has been reviewed and considered.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of May, 1987, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

APPROVED AS TO DESCRIPTION:

By John R. Christensen
Engineering Services Department

Being a portion of the southwest quarter of Section 31, Township 3 South, Range 9 East, Mount Diablo Base and Meridian located in the County of Stanislaus, State of California more particularly described as follows:

BEGINNING at the centerline intersection of Houser Lane and Panama Drive, said point being on the City Limit Line of the City of Modesto; thence South 0°12'00" East a distance of 20.00 feet to a point on the southerly line of Houser Lane; thence South 89°48'00" West along the southerly line of Houser Lane a distance of 1529.51 feet more or less to a point on the easterly line of the Carpenter-Houser addition to the City of Modesto; thence North 0°12'00" West along the City Limit Line a distance of 20.00 feet to the centerline of Houser Lane; thence North 89°48'00" East along the centerline of Houser Lane and the City Limit Line of the City of Modesto a distance of 296.33 feet more or less to the southeasterly corner of the Houser Lane No. 2 Reorganization; thence North 0° 49'58" West along the easterly line of said Houser Lane No. 2 Reorganization a distance of 306.94 feet; thence continuing along said City Limit line North 89°48'00" East a distance of 157.28 feet; thence continuing along said City Limit line North 0°49'58" West a distance of 252.53 more or less to a point on the south line of the California No. 1 Reorganization; thence North 89°56'07" East along the south line of the California No. 1 Reorganization a distance of 419.96 feet more or less to a point on westerly line of the California - Panama Addition; thence South 0° 06'00" East along the westerly line of said California - Panama Addition a distance of 338.44 feet; thence North 89°48'00" East along the southerly line of said California - Panama Addition a distance of 166.00 feet more or less to the northwesterly corner of the Houser Lane No. 1 Governmental Reorganization; thence South 0° 06'00" East along the westerly line of the Houser Lane No. 1 Governmental Reorganization a distance of 220.00 feet more or less to the centerline of Houser Lane; thence North 89°48'00" East along the centerline of Houser Lane a distance of 497.10 feet to the POINT OF BEGINNING.

Contains 7.99 acres more or less

April 23, 1987

Exhibit A

# HOUSER LANE NO. 3 REORGANIZATION

Being a portion of the southwest quarter of Section 31, Township 3 South, Range 9 East, Mount Diablo Base and Meridian located in the County of Stanislaus, State of California more particularly described as follows:

BEGINNING at the centerline intersection of Houser Lane and Panama Drive, said point being on the City Limit Line of the City of Modesto; thence South 0°12'00" East a distance of 20.00 feet to a point on the southerly line of Houser Lane; thence South 89°48'00" West along the southerly line of Houser Lane a distance of 1529.51 feet more or less to a point on the easterly line of the Carpenter-Houser addition to the City of Modesto; thence North 0°12'00" West along the City Limit Line a distance of 20.00 feet to the centerline of Houser Lane; thence North 89°48'00" East along the centerline of Houser Lane and the City Limit Line of the City of Modesto a distance of 296.33 feet more or less to the southeasterly corner of the Houser Lane No. 2 Reorganization; thence North 0° 49'58" West along the easterly line of said Houser Lane No. 2 Reorganization a distance of 306.94 feet; thence continuing along said City Limit line North 89°48'00" East a distance of 157.28 feet; thence continuing along said City Limit line North 0°49'58" West a distance of 252.53 more or less to a point on the south line of the California No. 1 Reorganization; thence North 89°56'07" East along the south line of the California No. 1 Reorganization a distance of 419.96 feet more or less to a point on westerly line of the California - Panama Addition; thence South 0° 06'00" East along the westerly line of said California - Panama Addition a distance of 338.44 feet; thence North 89°48'00" East along the southerly line of said California - Panama Addition a distance of 166.00 feet more or less to the northwesterly corner of the Houser Lane No. 1 Governmental Reorganization; thence South 0° 06'00" East along the westerly line of the Houser Lane No. 1 Governmental Reorganization a distance of 220.00 feet more or less to the centerline of Houser Lane; thence North 89°48'00" East along the centerline of Houser Lane a distance of 497.10 feet to the POINT OF BEGINNING.

Contains 7.99 acres more or less

April 23, 1987

Exhibit A.

## APPLICANT'S STATEMENT

City of Modesto has approved a Tentative Subdivision Map over a portion of this territory subject to annexation.

EXHIBIT B

MODESTO CITY COUNCIL
RESOLUTION NO. 87-336

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING ANNUAL REQUIREMENTS OF STREET NAME SIGNS

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

SECTION 1. The plans and specifications for the purchase of annual requirements of street name signs

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on May 26, 1987, at 3:25 p.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of May, 19 87, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-337

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING DRY CELL BATTERIES

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

SECTION 1. The plans and specifications for the purchase of dry cell batteries

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on May 26, 1987, at 3:00 p.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of May, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-338

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING ANNUAL REQUIREMENTS OF SWIMMING POOL CHLORINE AND MURIATIC ACID

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

SECTION 1. The plans and specifications for the purchase of annual requirements of swimming pool chlorine and muriatic acid

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on May 26, 1987, at 3:05 p.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of May, 19 87, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-339

A RESOLUTION ACCEPTING THE BID OF W.M. LYLES CO. FOR THE SISK AND DALE ROADS WATERLINE EXTENSION

WHEREAS, Resolution No. 87-280 adopted by the Council of the City of Modesto on April 14, 1987, approved the plans and specifications for the Sisk and Dale Roads waterline extension and authorized the calling for bids; and

WHEREAS, the bids received for the Sisk and Dale Roads waterline extension were opened at 11:05 a.m. on April 28, 1987, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of W.M. Lyles Co. in the amount of $64,686.80 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of W.M. Lyles Co. in the amount of $64,686.80 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of May, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-340

A RESOLUTION WAIVING FORMAL BID PROCEDURE AND AUTHORIZING PURCHASE OF PUMP REPAIR SERVICES FROM JOHNSTON PUMP COMPANY

WHEREAS, the Utility Services Sewerage Division is requesting the purchase of pump repair services for a Johnston pump used to transfer treated sewage from the Sutter Plant to the ponds at Jennings Road; and

WHEREAS, Johnston Pump Company located in Benicia, Ca. is the authorized Northern California repair facility for Johnston pumps.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for purchase of pump repair services is hereby waived.

BE IT FURTHER RESOLVED that purchase of pump repair services from Johnston Pump Company for the total price of $9,724, is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of May, 1987, by Councilmember Whiteside , who moved its adoption, which motion being duly seconded by Councilmember Lang , was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-341

A RESOLUTION ACCEPTING THE BID OF CONCO-WEST, INC. FOR FURNISHING AND INSTALLING ALL NECESSARY WORK TO COMPLETE THE INSTALLATION OF AERATORS AT CITY OF MODESTO POND SITE

WHEREAS, Resolution No. 87-247, adopted by the Council of the City of Modesto on April 7, 1987, approved the plans and specifications for the furnishing and installing of all necessary work to complete the installation of aerators at City of Modesto pond site and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing and installation of all necessary work to complete installation of aerators at the City of Modesto pond site were opened at 11:05 a.m. on April 21, 1987, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of Conco-West, Inc. in the amount of $337,200 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Conco-West, Inc. in the amount of $337,200 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 May, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-342

A RESOLUTION AUTHORIZING THE CITY MANAGER TO FILE AN APPLICATION WITH THE STATE OFFICE OF CRIMINAL JUSTICE PLANNING FOR THE MODESTO COMMUNITY INVOLVED CRIME RESISTANCE PROGRAM (SECOND YEAR FUNDING).

WHEREAS, the City of Modesto desires to undertake a certain project designated the Modesto Community Involved Crime Resistance Program, to be funded in part from funds made available through State General Funds as authorized by Chapter 1215 of the 1985 Statutes for the California Community Crime Resistance Program, and/or federal funds as authorized under the Justice Assistance Act of 1984, Public Law 98-473, administered by the Office of Criminal Justice Planning,

NOW, THEREFORE, BE IT RESOLVED that the City Manager of the City of Modesto is authorized, on its behalf, to submit the attached Application to the Office of Criminal Justice Planning and is authorized to execute on behalf of the City of Modesto the attached Grant Award including any extensions or amendments thereof.

BE IT FURTHER RESOLVED that the applicant agrees to provide all matching funds required for said project under the Community Crime Resistance Program and the rules and regulations of the Office of Criminal Justice Planning and that cash will be appropriated as required thereby.

BE IT FURTHER RESOLVED that grant funds received hereunder shall not be used to supplant law enforcement expenditures controlled by this body.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of May, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

OFFICE OF CRIMINAL JUSTICE PLANNING
GRANT PROPOSAL/AWARD FACE SHEET

he Office of Criminal Justice Planning, hereinafter designated "OCJP," hereby makes a grant ward of funds to 1) City of Modesto, hereinafter designated Grantee, in the amount and for he purpose and duration set forth in this grant award.
) _____

. Project Title
MODESTO CRIME RESISTANCE PROGRAM

6. Award No.

. Project Director
Gerald L. McKinsey, Chief of Police
Modesto Police Department
P.O. Box 3313
Modesto, CA 95353

7. Grant Period
July 1, 1987 - June 30, 1988

8. Federal Amount

9. State Amount
$100,000.00

10. Cash Match: $135,550.00

. Finance Officer
Joe Arch, Interim Finance Director
City of Modesto - City Hall
P.O. Box 642
Modesto, CA 95353

11. In Kind Match
N.A.

12. Total Project Cost
$235,550.00

13. U.S. Congressional District: 15th Dist.

14. State Senate District: 12th District

15. State Assembly District: 27th District

This grant award consists of this title page, the proposal for the grant which is attached nd made a part hereof, and the Grant Award Conditions form which is attached, if pplicable. The grantee signifies its acceptance of this grant award and agrees to dminister the grant project in accordance with the statute(s), program guidelines, and the CJP Subgrantee Handbook (as revised).

FOR OCJP USE ONLY

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CA No.:

rogram No.:

roject No.:

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plit Encumber:

ear:

atch Requirement:

und:

rogram:

egion:

16. Official Authorized to sign for Applicant/Grantee
Name: Garth Lipsky
Title: City Manager
Telephone: (209)577-5223
Address: City Hall
801 - 11th Street
Modesto, CA 95353

I hereby certify upon my own personal knowledge that budgeted funds are available for the period and purposes of this expenditure stated above.

OCJP Fiscal Officer Date

Executive Director, OCJP Date

## ASSURANCE OF COMPLIANCE

By signing the Grant Proposal/Award Face Sheet (Form 1) and submitting the proposal to th Office of Criminal Justice Planning, the applicant acknowledges awareness of and the responsibility to comply with the following:

**Title V, Section 504 of the Rehabilitation Act of 1973 and federal department regulation on its implementation.**

As a recipient of federal funds, the state of C alifornia is required to comply with Title V, section 504, of the federal Rehabilitation Act of 1973 and those regulations of federal departments on its implementation. Section 504 and federal department regulations mandate that all qualified people with disabiliti will not be excluded from, denied benefits of, or discriminated against solely on the ba of their disabilities, under any program or activity that receives federal financial assistance.

California Government Code, Article 9.5, Sections 11135-11135.2

These sections mandate comprehensive state civil rights regulations that prohibit discrimination or denial of benefits to persons in the state of California who are under programs or activities that are funded by or receive financial assistance from the state. Discrimination and denial of benefits are prohibited on the bases of ethnic group identification, religion, age, sex, or physical or mental disability.

California Administrative Code, Title 22, Sections 98000-98413.

These sections implement California Government Code sections 11135-11139.5 and establish standards for determining who is protected and guidelines for determining what practices are discriminatory.

Federal and state agencies have the legal right to seek enforcement of the above items of this assurance of compliance.

The assurance is effective as of the date of the proposal and throughout the period during which federal or state funding is extended or during the period of time in which real or personal property, purchased with grant or matching funds, is used after the grant ends.

## ENVIRONMENTAL IMPACT STATEMENT
## (NEGATIVE DECLARATION)

California Administrative Code Sections 15080-15082

In accordance with the procedures for the preparation of environmental impact statements, an environmental assessment has been performed on the proposed project.

The assessment process did not indicate a significant environmental impact from the proposed project, and the project will not involve any of the following:

a. New construction;
b. The renovation or modification of a facility leading to an increased occupancy of more than 25 persons;
c. The implementation of programs involving the use of pesticides and other harmful chemicals;
d. The implementation of programs involving microwaves or radiation; or
e. Research and technology, the anticipated or intended future application of which could be expected to have a potential effect on the environment.

Consequently, an environmental impact statement will not be prepared.

PROJECT SUMMARY

PROJECT TITLE: PROJECT NUMBER

MODESTO CRIME RESISTANCE PROGRAM

APPLICANT:
Name: City of Modesto
Address: 601 11th Street
Modesto, CA 95354

GRANT PERIOD
From: To:
7/1/87 6/30/88

IMPLEMENTING AGENCY:
Name: City of Modesto Police Department

Address: 801 11th Street
Modesto, CA 95354

FUNDS REQUESTED
General State Fund $_____
Federal Funds $100,000
Match: $135,550

PROBLEM

The California Crime Index for Modesto rose at nearly three times the rate for the state at large from 1985 to 1986. The residential burglary rate for Modesto increased over 32%, 1985 to 1986. In addition, according to a recent sampling, drug use among area seventh graders is higher than the statewide average, with most users reporting onset of use before age eleven. Daily use varies from a low of 1.2% of students sampled (for methamphetamines) to a high of 4.1% (for glue sniffing). Modesto is also experiencing a continued increase in the crime rate for domestic violence, child molest, and rape.

OBJECTIVES

Objectives are: 1) to slow the rapid escalation of the residential and commercial burglary rate for the City; 2) to provide more assistance to victims of domestic violence, sexual assault, and child abuse; and 3) to decrease the level of drug use for elementary and junior high students by increasing awareness of the consequences.

ACTIVITIES

Neighborhood Watch meetings, residential and commercial security inspections, and presentations to businesses and civic organizations are expected to continue to increase. Efforts will be made to improve networking for agencies involved with victims of domestic violence; close monitoring of cases will also continue. It is anticipated that even more students will be reached through Project DARE's instruction, as well as through the many personal safety presentations available.

NAME OF RESPONSIBLE OFFICIAL

Typed Name Gerald L. McKinsey Title Chief of Police

Signature_____ Date _____

OFFICE OF CRIMINAL JUSTICE PLANNING

PROJECT BUDGET

BUDGET CATEGORY AND LINE ITEM DETAIL

| A. Personnel Services - Salaries | COST |
|---|---|
| POLICE OFFICER. $1075.85 per 80-hour pay period x 17 pay eriods and $1,129.40 per 80-hour pay period x 9 pay periods* = $28,454.05 each. Five full-time police officers under the supervision of the Community Crime Resistance Sergeant (Career Criminal Unit) to provide youth, schools, and the community with a crime prevention program. A job description is included as Appendix A. | $142,270 |
| COMMUNITY SERVICE OFFICER. $797.08 per pay period x 26 pay periods = $20,724.08 One full-time Community Service Officer under the supervision of the Community Crime Resistance Sergeant (Career Criminal Unit.) One-half time will provide support to increased Neighborhood Watch activities; the other one-half time will serve as coordinator of domestic violence/sexual assault referrals and related network activities and as department representative to the School Attendance Review Board. A job description is included as Appendix A. | $ 20,724 |

*automatic step increase

| TOTAL | $162,994 |
|---|---|

OFFICE OF CRIMINAL JUSTICE PLANNING

PROJECT BUDGET

BUDGET CATEGORY AND LINE ITEM DETAIL

| B. Personnel Services - Benefits | % | COST EACH | COST |
|---|---|---|---|
| SWORN PERSONNEL | | | |
| Public Employees Retirement System | 19.8 | $5,633.90 | $28,170 |
| Long-Term Disability | .3 | 85.36 | 427 |
| Worker's Compensation | 2.8 | 796.71 | 3,984 |
| Health, Life, and Dental Insurance | 5.6 | 1,593.43 | 7,967 |
| Unemployment Compensation | .1 | 28.45 | 142 |
| Uniform Allowance* | 1.5 | 426.81 | 2,134 |
| Subtotal | 30.1 | $8,564.66 | $42,823 |
| NON-SWORN PERSONNEL | | | |
| PERS | 23.3 | $4,828.71 | $ 4,829 |
| Long-Term Disability | 1.3 | 269.41 | 269 |
| Worker's Compensation | .4 | 82.90 | 83 |
| Deferred Compensation | 1.0 | 207.24 | 207 |
| Health, Life, and Dental Insurance | 10.5 | 2,176.03 | 2,031 |
| Unemployment Insurance | .1 | 20.72 | 21 |
| Uniform Allowance* | 1.0 | 207.24 | 207 |
| Subtotal | 37.6 | 7,792.25 | 7,792 |

*Negotiated with the City of Modesto

| | |
|---|---|
| TOTAL | $50,615.00 |

OFFICE OF CRIMINAL JUSTICE PLANNING

PROJECT BUDGET

BUDGET CATEGORY AND LINE ITEM DETAIL

| C. Travel | COST |
|---|---|
| OCJP Training Session, Northern California | |
| 200 miles at 23 cents* = $46.00<br>2 days per diem at $75 x 2 persons = $300.00<br>Registration Fee - $85 x 2 persons = $170.00<br>Subtotal | $ 516.00 |
| OCJP Training Session, Southern California | |
| Airfare, Stockton to Southern California - $230.00 x 2 persons = $460.00<br>2 days per diem at $95.00 x 2 persons = $380.00<br>Registration Fee - $85 x 2 persons = $170.00<br>Subtotal | 1,010.00 |

*City of Modesto Mileage Allowance

| TOTAL | $1,526.00 |
|---|---|

OFFICE OF CRIMINAL JUSTICE PLANNING

PROJECT BUDGET

| BUDGET CATEGORY AND LINE ITEM DETAIL | |
|---|---|
| D. Consultant Services | COST |
| None Anticipated | |
| TOTAL | -0- |

OFFICE OF CRIMINAL JUSTICE PLANNING

PROJECT BUDGET

BUDGET CATEGORY AND LINE ITEM DETAIL

| E. Operating Expenses | COST |
|---|---|
| End of Year Audit (1% of Requested Funding) | $ 1,000 |
| Project DARE workbooks 8,000 at $1.50 each | 12,000 |
| Personal Car Allowance for Police Officers - 175 miles per month at 23¢ mile = $40.25/month x 12 months = $483 each x 5 officers | 2,415 |
| Miscellaneous to include: trophies, certificates and awards for drug resistance activities in schools; pamphlets for Neighborhood Watch, drug abuse, etc; and office supplies. | 5,000 |
| All other operating expenses will be assumed by the City of Modesto. These expenses include, but are not limited to: name badges, postage, training materials, telephone, and overhead. Because the City of Modesto's match in other areas exceeds 20%, the above expenses are not itemized. | |
| TOTAL | $20,415 |

OFFICE OF CRIMINAL JUSTICE PLANNING

PROJECT BUDGET

BUDGET CATEGORY AND LINE ITEM DETAIL

| F. Equipment | COST |
|---|---|
| Any equipment expenses will be assumed by the City of Modesto. These expenses may include, but are not limited to, audio-visual components, McGruff costumes, puppets, and security and lock displays. Because the City of Modesto's match in other itemized areas exceeds 20%, specific expenses are not listed. | |
| CATEGORY TOTAL | -0- |

| | | | |
|---|---|---|---|
| G. TOTAL OF CATEGORIES A-F | TOTAL BUDGET $235,550 | 57.5% LOCAL MATCH $135,550 | 42.5% STATE FUNDS $100,000 |

NAME OF AGENCY/ORGANIZATION: City of Modesto Police Department

Recipient of CCR Funds within the past two years? __X__ Yes _____ No

PROBLEM STATEMENT: 1985 Population 129,062 1985 Crime Rate 359.92 per 1,000

1986 Population 134,074 1986 Crime Rate 383.69 per 1,000

Narrative:

(See attached supplement - Attachment 6a)

CITY/COUNTY WIDE STATISTICS

| | 1984 | | 1985 | | 1986 | |
|---|---|---|---|---|---|---|
| | # | RATE* | # | RATE* | # | RATE* |
| FBI Crime Index* | 8,653 | 68.46 | 8,653 | 75.14 | 9,791 | 82.92 |
| Residential Burglary | 1,450 | 11.47 | 1,597 | 12.37 | 2,191 | 16.34 |
| Other Crime (see attachment 9) | | | | | | |

* Per 1,000 Population

## PROBLEM STATEMENT

From 1984 through 1986, the City of Modesto FBI Crime Index showed a 28% increase in the number of crimes committed (a 19% increase in the crime rate). Residential and commercial burglaries each increased 51% (a 42% increase in the crime rates). The population increased 6% over these three years. Additional statistics are shown on Attachment 9.

Property crimes, family offenses, and juvenile problems all lend themselves to be addressed through the united efforts of law enforcement and citizen involvement, especially since the number of City of Modesto sworn officers only increased from 152 in 1983 to 164 in 1986, an 8% net increase. Today, the Modesto Police Department has a personnel strength of 234 people: 166 sworn and 68 civilian.

The City of Modesto was rated number 172 of 480 cities and counties listed in the 1980 Crime and Population Data for California Law Enforcement Agencies, Bureau of Criminal Statistics. Further, although in 1986 the California Crime Index for the state was up 8.9% from 1985, it rose 34.9% for Modesto. Likewise, statewide the FBI Crime Index was up 5.0%; it increased 13.5% for Modesto.

The use and abuse of drugs among Modesto's youth has been identified as a growing problem. According to a Stanislaus County Mental Health Department survey of high school students released in April 1986, "the use of every substance except barbiturates, was higher in Stanislaus County than in the nation. In a recent sampling of sixth and seventh grade students by the Modesto Police Department's School Resource Officers, results support those of the earlier study. Responses showed that 51.2% of the seventh grade students had tried alcohol, most before the age of ten. For all other substances surveyed (marijuana, cocaine, amphetamines, glue, and aerosols) reported use approximately doubled from sixth grade to seventh grade. A copy of the complete questionnaire and survey results are included as Appendix B. A recently concluded undercover operation in local high schools, as well as one conducted two years ago, emphasize the magnitude of the drug problem on City school campuses. On April 21, 1987, forty-four students (juveniles) and 12 adults were arrested in connection with selling drugs to an officer posing as a student, with twenty additional warrants outstanding. Drugs involved were marijuana (one student had 44 "joints" in his possession), cocaine (street quality and crack) and LSD. In addition, six students were in possession of knives, violating school policy.

Because the increase in property crimes and drug abuse are closely linked, each problem must acknowledge the other. When a search warrant is served, officers find not only stolen property, but drugs as well. As the age of drug abuse lowers, burglaries committed by juveniles increase. Forty-four percent of the arrests for burglaries in Modesto in 1986 were committed by juveniles and nearly 10 percent of all felony drug charges for the same period were against juveniles.

The problems to be addressed by this grant proposal are:

(1) The increase in residential and commercial burglary.

(2) The recent increase in family offenses, crimes against children, and juvenile crime.

(3) The alarming use of drugs by Modesto area teenagers.

It is anticipated that the results of this grant project will impact the above problems as follows:

(1) Slow the rapid escalation of the residential and commercial burglary rates for the City.

(2) Disperse more assistance, through agency networking and personal safety presentations, to troubled families, victimized children, and delinquent children.

(3) Increase the awareness in elementary and junior high students (grades K-8) of the consequences of drug use and therefore decrease the level of drug use as these children become teenagers.

The Modesto Police Department has relied heavily on volunteers for a few of its many community service projects, such as the Halloween Party and quarterly distribution of the Neighborhood Watch newsletter, SCAN. These volunteers have come from the Explorer Post and from Neighborhood Watch in the past. With the onset of grant activities, new volunteers and new ways to use them were sought. The number of active volunteers has tripled (from 30 to 98) and additional activities now include: fingerprinting of school-age children; assistance with the Department's weekly "Crime Trends" cable television program; representing the department and supporting drug resistance at extra-curricular school functions; and, serving on various drug and crime-related boards locally.

Fearing the approach of the "saturation point," estimates for new Neighborhood Watch groups were low. These fears have not been realized, as this program continued to grow as fast as time for presentations allows. Several innovations have aided the department in this area. An automated dialing system has been put in place to maintain contact with block captains, announce new services, and inform residents and businesses of crime trends and patterns. In addition, "Crime Trends," a weekly cable television program, is attracting a growing audience with its informative speakers and topics such as drugs, rape prevention, robbery, child safety, and burglary. Also, the Crime Prevention Unit personnel are training Explorer Scouts and Reserve Police Officers to assist with new Neighborhood Watch meetings, host follow-up meetings, and perform residential and business security inspections.

The project Community Service Officer is working closely with the District Attorney's Director of Victim-Witness Assistance Program to coordinate case management and ensure that all victims of sexual assault, domestic violence, and child abuse are apprised of all services available. In addition, the Department recently began participating in the "Gold Bears of the World" program. A local merchant donated thirty-two bears to be given to children who have been victims of child abuse or molestation, or have been involved in major traffic accidents. Police officers can give the bears to traumatized children to show them that police officers really do care.

Presentation of Project DARE has met with overwhelming enthusiasm. The five School Resource Officers (SRO's) were chosen and assigned to specific junior high schools in early September. They each spent the subsequent two months familiarizing themselves with the school operations, staff, and students. In November, the SRO's spent two weeks in Los Angeles at DARE training, learning the special techniques and lesson plans that have helped to make this program so successful. A training schedule is included as Appendix C. After some scheduling difficulties, Project DARE presentations began in the schools in February. All sixth and seventh grade students in local public schools are receiving this training. In addition to DARE instruction, the SRO's participate in extra-curricular activities; provide counseling, both self-initiated and by referral; present other crime prevention topics, such as personal safety and gang membership; attend PTA and other faculty and parent meetings; and present workshops on drugs, gangs, and other law enforcement concerns. Three additional police officers attended Project DARE training in May; they will serve as back-ups or as temporary replacements as necessary. In the event of promotion, reassignment or separation of any of the current SRO's, immediate replacement by a trained officer will as assured.

FIRST YEAR SUMMARY OF ACCOMPLISHMENTS (Continued)

"Officer Friendly" continues to be a valuable part of the department's outreach to children. The officer assigned as "Officer Friendly" has developed twelve specific presentations for children, faculty, and parents. These talks are tailored for the group hearing them, and several of them use puppets developed by the department's Officer Friendly, who uses his expert puppeteering to gain a rapport with the children. A letter outlining the twelve standard presentations is included as Appendix D.

Demand for other crime prevention activities has been overwhelming in the past year. Businesses and civic groups have received presentations on a wide variety of requested topics such as loss prevention, safety for seniors, alcoholic beverage laws, and check fraud. In addition, business security inspections are being performed as a community service. Public service announcements and other radio and television spots average over five per month. Topics include crime trends, upcoming events, personal safety, and property security. Several topics are also presented in Spanish. The local newspaper, The Modesto Bee, has printed several articles on Project DARE and Neighborhood Watch, as well as on upcoming events sponsored by the department. Support, in both time and donations from local civic and school organizations, have made possible such activities as the halloween party, fingerprint clinics, and many public safety fairs.

## CCR AND C-CAP ANALYSIS UNIT INTERFACE

The City of Modesto was a C-CAP city. The Crime Analysis Unit was established through a grant and has been continued by the City. The Crime Resistance Unit and the Crime Analysis Unit physically occupy the same office and are directly supervised by the same Sergeant. Their interface is obvious, proximate, and constant.

Through the grant project duration, the Crime Analysis Unit will provide the Crime Resistance Unit with the following information on both property crimes and crimes against persons:

(1) Numbers of occurrences in the target area--entire jurisdiction.
(2) For commercial and residential burglary--locations on a City map.
(3) For commercial and residential burglary--the numbers who participated in Neighborhood Watch and/or participated in security inspections and Operation Identification.

The format of this information exchange is, and will continue to be, very informal. Discussion, short memos, monthly computer printouts, and a pin map are all used. The Crime Resistance Unit has used this information to direct the grant activities toward problems and/or problem areas, specifically to encourage new Neighborhood Watch groups in areas of higher property crime, to prepare announcements on the automated dialer and via the media to present timely crime trends and to tailor drug resistance and gang membership presentations to fit the needs of the individual audiences. Any special requests for crime analysis information will also be very informal through conversation and/or short memos. The Crime Analysis Unit will respond to the request for information within two working days with either the information required or a plan to develop that information (example: surveillance operations to be accomplished by a special tactical unit of one sergeant and three officers, to be established at the start of fiscal year 1986/87).

The Crime Analysis Unit, comprised of two full-time Crime Analysts and one volunteer, has two automated systems. An Apple computer is used to produce charts and graphs on a variety of subjects. In addition, extensive data can be obtained from the Department's WANG VS-65 system. Unit personnel can obtain file searches on suspects by name, alias, description or distinguishing characteristics, and on vehicles by description and whole, partial or similar licenses. In addition, crime trends can be mapped by type of crime, by several types of areas, by method of operation, and areas can be compared and ranked. Other searches available include property, warrants, parolees, and arrests by specific officer. Should a report or presentation require specific data, the department's Senior Programmer Analyst provides the required program.

TARGET AREA DESCRIPTION

Narrative: (See following Attachment 9a)

TARGET AREA STATISTICS (if available)

FBI Crime Index

| Year | Population | Total Crime | Rate Per 100,000 |
|---|---|---|---|
| 1983 | 120,400 | 8,705 | 7,230.1 |
| 1984 | 126,400 | 8,653 | 6,845.7 |
| 1985 | 130,300 | 9,791 | 7,514.2 |
| 1986 | 134,000 | 11,118 | 8,292.4 |

Specific Crimes

| | 1984 | | 1985 | | 1986 | |
|---|---|---|---|---|---|---|
| | # | Rate* | # | Rate* | # | Rate* |
| Residential Burglary | 1,450 | 11.47 | 1,597 | 12.26 | 2,191 | 16.34 |
| Commercial Burglary | 472 | 3.73 | 520 | 3.99 | 713 | 5.32 |
| Rape | 38 | .30 | 56 | .40 | 61 | .46 |
| Misc. Family Offenses[1] | 2,818 | 22.29 | 2,964 | 22.75 | 4,362 | 32.55 |
| Child Molesting | 208 | 1.65 | 244 | 1.87 | 299 | 2.23 |
| Misc. Against Juveniles[2] | 358 | 2.83 | 405 | 3.11 | 519 | 3.87 |
| Juvenile--Drugs & Narcotics | 143 | 1.13 | 174 | 1.34 | 138 | 1.03 |
| Juvenile--Liquor Laws | 98 | .76 | 105 | .81 | 199 | 1.49 |
| Misc. Juvenile[3] | 902 | 7.14 | 887 | 6.81 | 394 | 2.94 |

* Rate per 1,000 population
1 Includes cruelty to wife, desertion, and domestic violence
2 Includes abandonment, beating, and neglect
3 Includes runaways, truancy, and loitering (curfew)

# TARGET AREA DESCRIPTION

Narrative:

The City of Modesto is located in Stanislaus County in the Central Valley region of California. The City covers 29.2 miles, and the economy is based on medium-sized industry and the growing and processing of agricultural products. The population of Modesto as of January 1, 1987, was estimated to be 141,178, a growth of 6.9% in the past year. Approximately 43% of the County's residents live in Modesto. Unemployment averaged 11% in 1980; annual median family income was $20,429.

The ethnic breakdown of Modesto (as of the 1980 census) was predominately white (83.1%), with 10.5% of the population Hispanic, 3.1% Asian, 2.0% Black, and 1.3% other. Median age was 29 years with 29.5% of the residents under the age of 18. 71.7% of the residents age 25 and over had completed 4 years of high school.

According to the City Planning Department, as of January 1, 1985, of the 59,862 housing units in Modesto, 69% were single family, 5% were condominiums, 7% were duplexes, 16% were multiple family, and 3% were other types of units (mobile homes, boarding houses). In 1980, median housing unit value was $64,200; 58% of the housing units were married couple families; mean persons per unit was 2.68.

Volunteers were sought from all ages, socioeconomic and ethnic groups with most being housewives and mothers of small children, and business persons active in local civic organizations. Also a prime resource is our senior citizen population who have time and experience to share. In 1980, there were 10,375 residents over the age of 65. Ways to further utilize this group are being explored.

Neighborhood Watch groups are nearly evenly distributed throughout the City. Therefore, target areas are existing blocks with no Neighborhood Watch, areas of higher crime and newly developing subdivisions, particularly on the north and east edges of the City limits. New housing construction is primarily single family dwellings and apartment complexes geared toward upper and middle income residents.

Twenty-one thousand one hundred forty students currently attend public elementary and junior high schools in Modesto. Three school districts are located within Modesto's city limits. Stanislaus Union, located on the north side of the City, has one junior high school (Prescott) and four elementary schools, with a student population in 1986-87 of 2,775. Sylvan Union in the northeast area of Modesto has one junior high school (Somerset) and six elementary schools with 5,076 students in 1986-87. The remaining 13,289 students attend schools in the Modesto City School District, comprised of three junior high schools and twenty-three elementary schools. The four high schools within Modesto are also administered by Modesto City School District. All schools draw students from a broad socioeconomic and ethnic base. In line with Modesto's growth, school officials project a 4% increase in the number of students for the 1987-88 school year. A breakdown by grade K through 8 by school district is included as Appendix E.

COORDINATION OF SERVICES AND WORKING RELATIONSHIPS

| Agency/Organization | Interface | Role |
|---|---|---|
| [1]Stanislaus County Dist. Atty's Office Victim/Witness Program | Face Sheets for all violent crimes sent by Modesto Police Department. | Assistance to Victim/ Witness. |
| | Monitoring of records. Women's Awareness Seminars | Sharing of information. Provide Speakers. |
| Stanislaus Rape Task Force | MPD notifies during investigation of all rapes. | Respond to hospital where victim is being examined to provide immediate counseling and diminish trauma. |
| | Women's Awareness Seminars | Provide Speakers. |
| Women's Refuge Center/Haven | Contacted during investigation of domestic violence situations. | Provide shelter for women and their children; will respond to MPD directly. |
| Children's Crisis Center | Contacted during investigation of domestic violence situations involving minors. | Provide shelter, referrals counseling. |
| Stanislaus County Department of Social Services | Contacted during investigation of domestic violence and other related situations. | Provide counseling referral and follow-up. |
| Stanislaus County Dept. of Mental Health | Contacted during investigations as appropriate. | Provide counseling referral and follow-up. |
| Stanislaus County Drug Enforcement Unit | Contacted during investigations as appropriate. | Provide specialized follow-up and continuing investigations. |
| | Women's Awareness Seminars | Provide Speakers. |
| [2]Modesto City School District | School Resource Officer assigned to three Junior High Schools. | Provide space supplies; coordination with school activities; financial support. |
| [2]Stanislaus Union School District | School Resource Officer assigned to one Junior High School. | Provide space supplies; coordination with school activities; financial support. |
| [2]Sylvan Union School District | School Resource Officer assigned to one Junior High School. | Provide space supplies; coordination with school activities; financial support. |

[1] A Memorandum of Understanding is included as Appendix F.
[2] Letters of support are included as Appendix G.

PROGRAM COMPONENT #1: To recruit, train, and use volunteers to assist in implementing and conducting community crime resistance programs.

Objectives:

A. To recruit and train 50 new volunteers to provide 900 additional hours assisting in crime prevention activities.

B. To maintain the involvement of 70 current volunteers, providing 1,200 hours of assistance.

Activities:

| Relates to Objective: | | |
|---|---|---|
| A | 1. | Recruit new volunteers through Neighborhood Watch meetings, newsletters, media announcements, and word of mouth. |
| A | 2. | Train new volunteers and provide quarterly refresher courses for existing and new volunteers. |
| A,B | 3. | Assess community needs and volunteer resources, and assign responsibilities, to include fingerprinting children, assisting with office work, manning the crime prevention trailer, manning booths at the Crime Prevention Fair and Public Safety Days, staffing the Police Department sponsored halloween party for the City's children, and assisting with the Crime Prevention Puppet Show. |
| A,B | 4. | Plan and host dinner for volunteers in October. |
| A,B | 5. | Implement and maintain accurate record keeping methods for volunteer resources and hours donated to crime prevention. |
| A,B | 6. | Establish volunteer Community Crime Resistance Council. Recruit members and provide training as needed. Specific tasks and responsibilities are outlined in Appendix H. |

PROGRAM COMPONENT #2: To establish and/or maintain neighborhood involvement programs, such as Neighborhood Watch, which includes training in home security, operation identification, and other related areas.

Project Objectives:

A. To maintain 650 existing Neighborhood Watch groups through ongoing contact with Beat Coordinators and the Neighborhood Watch Advisory Committee.

B. To increase Neighborhood Watch by 50 groups, reaching an additional 900 people.

C. To recruit, train, and maintain the involvement of 50 new block captains.

D. To use 6 Explorer Scouts and Reserve Police Officers to perform 25 free residential security inspections per quarter for a total of 100 annually.

Activities:

| Relates to Objective: | | |
|---|---|---|
| A | 1. | Maintain contact with Beat Coordinators and Neighborhood Watch Advisory Committee by providing relevant updated crime alerts and reports via an automated dialing system, holding quarterly meetings, and distribution of quarterly newsletter, "S.C.A.N." (Appendix I.) |
| A,B,C | 2. | Host 3 types of Neighborhood Watch meetings: Initial Meetings (for newly formed groups) also attended by Beat Coordinator and representatives of the Fire Department and 911 Emergency Dispatch Center; Target Meetings (held in selected high crime areas) and; Follow-Up Meetings (on topics requested by existing groups). |
| A,C | 3. | Provide Block Captains with additional support and resource information and encourage their participation in other volunteer Crime Prevention activities. |
| D | 4. | Select Explorer Scouts and Reserve Police Officers to provide Home Security Inspections; train to perform inspections and complete record forms. Project Community Service Officer will accompany inspectors until trained. Follow-up sessions will be held as needed. |

Program Component #4: To assist in the development of a coordinated service network, including public education, information exchange, and case referral, specifically between law enforcement agencies and victim-witness assistance programs, as well as programs such as sexual assault and domestic violence prevention/treatment agencies.

Program Objective(s):

A. To conduct four (4) Women's Awareness Seminars to reach 30 women each (120 annually).

B. To maintain effective networks between the Modesto Police Department, Stanislaus County District Attorney's Office, Stanislaus Rape Task Force, Women's Refuge Center, and other local agencies involved in domestic violence/sexual assault cases.

C. To monitor 50 domestic violence cases.

Activities

Relates to Objective:

A. 1. Sponsor quarterly seminars for women; obtain speakers, including representatives from the Victim-Witness Assistance unit of the District Attorney's Office, Women's Refuge Center, Rape Task Force, and Stanislaus Drug Enforcement Unit, as well as Modesto Police Department personnel. Topics include C.P.R., Drug Awareness, Domestic Violence, Child Custody Laws, Child Abuse, and Sexual Assault Prevention. A sample schedule of topics and speakers is attached as Appendix J.

B,C 2. The project's Community Service Officer will maintain and improve the network of resources for victims of domestic violence/sexual assault; keep accurate records of contacts and referral sources; act as host/hostess for Women's Awareness seminars; and serve as referral resource/liaison for public requesting information and/or assistance with domestic violence/sexual assault problems.

PROGRAM COMPONENT #5: To develop crime prevention programs specifically geared to youth in schools and school district personnel.

Program Objective(s):

A. To continue full-time assignment of a School Resource Officer (Police Officer) to each of the five (5) public junior high schools within the City of Modesto, also providing outreach to the thirty-one (31) feeder elementary schools.

B. To present "Project Dare" to at least 40% of the students registered in grades 1, 3, 5, and 7 in participating schools (approximately 5,000 students).

C. To make personal safety presentations on topics, including gang membership and sexual assault to 2,500 students in public junior high schools.

D. To provide one workshop at each participating elementary and junior high school on drug abuse, gang membership or child abuse/molestation, reaching 60% of the classified, certified, and administrative personnel.

Activities:

| Relates To Objective: | | |
|---|---|---|
| All | 1. | Maintain 5 School Resource Officers. |
| B | 2. | Present Project DARE using age appropriate lesson plans, and modifying programs as necessary. Provide follow-up as requested by students and/or staff. |
| C | 3. | Make presentations as requested by junior high school personnel. Modify presentations as necessary for time available and size of audience. |
| D | 4. | Plan and present workshops to school personnel; provide ongoing referrals, information, and support. |
| ALL | 5. | Project Community Service Officer to continue to participate in School Attendance Review Boards. A definition is attached as Appendix K. |
| ALL | 6. | Participate in the Substance Abuse Advisory Council meetings sponsored by local school districts. |

PROGRAM COMPONENT #7: To develop child safety programs including personal safety, child abduction prevention, and "latchkey" children security.

Program Objectives:

A. To utilize the Department's "Officer Friendly" and project Community Service Officer to make 170 presentations to elementary school students on personal safety practices, reaching a total of 7,500 children annually.

B. To have the School Resource Officers attend one (1) PTA meeting in each of the feeder elementary schools for his/her respective junior high school which has a PTA or similar organization.

Activities

| Related To Objective: | | |
|---|---|---|
| A | 1. | Prepare and present personal safety practice sessions using puppets, McGruff costumes, and other police equipment. |
| B | 2. | Attend PTA meetings and present brief overviews of the School Resource Officer program. |

Program Component #11: To increase citizen involvement in local crime prevention through training and educating local community groups (business, community, service clubs, etc.).

Project Objectives:

A. To provide 10 business security presentations reaching a total of 30 businesses yearly.

B. To make 20 crime prevention presentations to local organizations reaching a total of 600 individuals annually.

C. To promote crime prevention through 25 public service announcements for radio and television quarterly; one article quarterly for the local newspaper; and a weekly cable television program.

D. To involve 25 citizen groups in crime prevention activities utilizing a total of 175 persons annually.

E. To provide 10 business security inspections.

Activities:

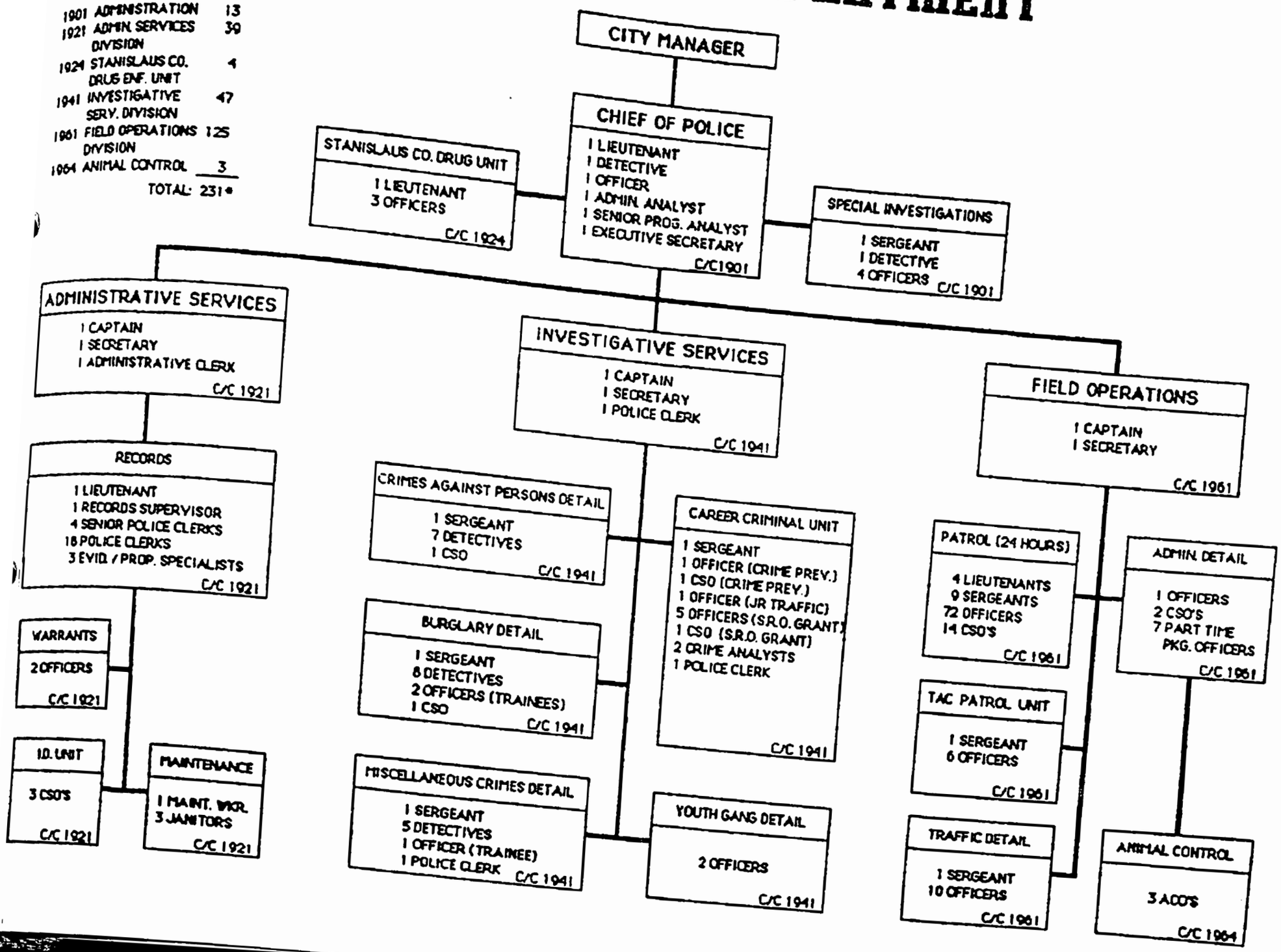
| Relates to Objective: | | |
|---|---|---|
| A,B | 1. | Prepare and conduct presentations on such topics as employee personal safety, facility security, and theft/burglary precautions. |
| B | 2. | Plan and present programs relevant to individual community groups; topics to include sexual assault prevention, child abuse/molestation prevention, elderly abuse-prevention, and domestic violence intervention. |
| C. | 3. | Identify topics, write announcements, programs, and articles, and contact radio stations and newspapers for distribution. Include method for citizens to report crime, and obtain further information or become involved in crime reduction. |
| D. | 4. | Continue use of Police Explorer Scouts to distribute Neighborhood Watch Newsletter, to assist with fingerprinting children, to man various booths and to assist with other activities. Continue seeking volunteers from groups such as Shriners, Mujeres Latinas, PTA's, and the Civitan Club to assist at the Crime Prevention Fair, Public Safety Day, a children's halloween party, fingerprinting, and other department activities. |
| E. | 5. | Utilize Explorer Scouts, Reserve Police Officers, and department personnel to perform security inspections for local businesses. |

# ORGANIZATION/STAFFING CHART

See attached Organizational Chart.

Personnel are assigned to the Crime Prevention Unit of the Modesto Police Department.

# MODESTO POLICE DEPARTMENT



The five (5) police officers assigned to this project as School Resource Officers have received minimum California police officer training. They are not new, but are experienced Modesto Police Officers (one of whom is an Assistant Squad Leader), expressing a specific interest in working with youths. They all attended the 80-hour Project DARE Training in Los Angeles in November 1986. Thorough training in the activities of the Crime Resistance Unit was also provided prior to the start of the 1986-87 school year.

Likewise, the Community Service Officer is an experienced Modesto Police Department employee with special interest in domestic violence/sexual assault and youth and community crime prevention. She was fully apprised of the activities of both the Unit and the project.

Job descriptions are included as Appendix A. Resumes, including training, of all grant personnel are included as Appendix L.

WORK SCHEDULE/TIMELINE

| COMPONENT/ACTIVITY | JULY 1 | OCT. 1 | JAN. 1 | APR. 1 | END OF YEAR |
|---|---|---|---|---|---|
| **1. VOLUNTEERS** | | | | | |
| Recruitment | ---------- | | | | |
| Training | -------- | --- | | | |
| Awards Dinner | | * | | | |
| Volunteer Council | | | | | |
| Establish | * -- | -- -- | -- -- | -- -- | |
| Train | --------- | | | | |
| Maintain | ---------- | ---------- | ---------- | ---------- | |
| **2. NEIGHBORHOOD WATCH** | | | | | |
| Meetings | ---------- | ---------- | ---------- | ---------- | |
| Distribution of S.C.A..N. | * | * | * | * | |
| Home Security Inspections | | | | | |
| Training | ---------- | | | | |
| Inspections | ---------- | ---------- | ---------- | ---------- | |
| **4. COORDINATED SERVICES** | | | | | |
| Women's Seminars | * | * | * | * | |
| Victim/Witness Network | ---------- | ---------- | ---------- | ---------- | |
| Domestic Violence Cases | ---------- | ---------- | ---------- | ---------- | |
| **5. YOUTH AND SCHOOLS** | | | | | |
| Project DARE | -------- | ---------- | ---------- | ------ | |
| Classroom Presentations | -------- | ---------- | ---------- | ------ | |
| School Workshops | ** | ********** | ********** | | |
| SARB Attendance | ***** | ********** | ********** | | |
| Sub. Abuse Council Meetings | * * * | * * * | * * * | * * * | |
| **7. CHILD SAFETY** | | | | | |
| Personal Safety Presentations | ---------- | ---------- | ---------- | ---------- | |
| PTA Meetings | ------ | ---------- | ---------- | ----- | |
| **11. COMMUNITY CRIME PREVENTION** | | | | | |
| Business Security Presentations | ---------- | ---------- | ---------- | ---------- | |
| Community Group Presentations | ---------- | ---------- | ---------- | ---------- | |
| Radio/TV Announcements | ---------- | ---------- | ---------- | ---------- | |
| Weekly TV Program | ********** | ********** | ********** | ********** | |
| Volunteer Group Use | ---------- | ---------- | ---------- | ---------- | |
| **PROGRAM MANAGEMENT** | | | | | |
| Internal Monthly Reports | * * * | * * * | * * * | * * * | |
| Weekly Program Staff Meetings | ********** | ********** | ********** | ********** | |
| Quarterly Reports to OCJP | * | * | * | * | * |
| End of Year Audit | | | | | * |

EVALUATION/MEASUREMENT OF OBJECTIVES

---

Please have the Project Director sign below, indicating that the project will participate in the OCJP/CCR program evaluation by complying with the requirements listed below:

1. Maintenance of program services, accomplishments, etc. (as described in CCR Guidelines, Section III);

2. Quarterly reporting of levels of performance/objective;

3. Quarterly reporting of crime data;

4. Final program audit; and

5. Other data as required.

Project Director _____ Date_____

Gerald L. McKinsey, Chief of Police

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## PLANS FOR ASSUMPTION OF COSTS

If the Modesto Community Involved Crime Resistance Program is successful, it is anticipated the City of Modesto will continue to finance the program when State funds cease. The funding source will be the General Fund of the City of Modesto. The project will become a part of the City's operating budget.

In addition, local school districts are expected to continue to provide a share of the expenses. Currently, there are five junior high schools participating, one each in Sylvan Union and Stanislaus Union and three in Modesto City School District. The balance of the budget after federal funds is presently appropriated equally to the City of Modesto and the school districts. Each junior high school is responsible for one-fifth of the schools' share. School personnel have expressed a strong commitment to continue to allocate funds to this program.

An apportionment of grant-related expenses is shown as Appendix M.

# APPENDIX A

# JOB DESCRIPTIONS

# COMMUNITY SERVICE OFFICER

## DEFINITION

Under supervision, to carry out assignments that assist sworn Police Officers in investigations, parking and traffic control, evidence, prisoner escort, matron and process server; and to do related work as required.

## DISTINGUISHING CHARACTERISTICS

Individuals in this class will perform non-enforcement tasks normally performed by sworn Police Officers. Individuals in this class will not be sworn Police Officers and will not carry a weapon.

## EXAMPLES OF DUTIES

Receives training in the application of regulations, investigation techniques, report writing, interviewing, and other related activities; gathers information and completes reports of petty theft, automobile theft, non-injury accidents, malicious mischief, abandoned vehicles, lost and found property and other non-hazardous situations requiring the attention of the police department; directs traffic during rush hour and at accident scenes; assists in crowd control and traffic control at fires; responds to citizen requests for service; meets with citizen groups and organizations; does special detail work such as escort and matron duty; performs evidence technician responsibilities including gathering evidence, crime scene sketches, searches and photographs, processing fingerprints, both latent and rolled, develops and prints photographic material; tests drugs and narcotics; does process serving; issues traffic citations for parking violations, such as overtime parking, double parking, improper use of zones, illegal parking in restricted zones and other violations of the Vehicle Code or City Ordinances pertaining to the parking or standing of motor vehicles; answers questions from the public regarding parking and related traffic laws, location of public buildings, parks and other points of interest, and other general information; prepares reports on faulty meters, describing problem and location; accounts for citation books, and prepares reports on work performed.

## SPECIAL REQUIREMENTS

License: Possession of a valid California Class 3 driver's license.

Background: Prior to appointment, be of good moral character as determined by a thorough background investigation.

Age: Must be age 21 or over at time of final filing of application.

wpc
8/28/80

## EMPLOYMENT STANDARDS

Knowledge of:

English usage and spelling in simple records and reports;
Basic mathematics;
Urban social problems.

and

Ability to:

Think clearly, quickly, and accurately in emergencies;
Learn Police Department policies and procedures;
Compile, analyze and report information;
Establish and maintain cooperative relationships with those contacted during the course of work;
Act resourcefully with minimum supervision;
Understand and carry out oral and written instructions;
Read and write at a level required for successful job performance.

wpc
8/28/80

## DEFINITION

Under general supervision, to carry out assignments in the enforcement of law and order; to protect life and property; to make investigations of criminal offenses; and to do related work as required.

## EXAMPLES OF DUTIES

Operates an automobile, motorcycle, or walks an assigned area for the prevention of crime and the enforcement of laws and regulations; intervenes in private or public disputes to protect the public and maintain order; issues citations; gives verbal warnings; makes arrests; at the scene of disorder or crime, administers first aid, conducts preliminary investigations, gathers evidence, takes statements from witnesses, and takes photographs; transports prisoners; interrogates suspects and prisoners; collects and preserves evidence; writes a log of activities, case reports and action taken; prepares reports on arrests and property impounded; testifies in court on or off-duty; directs traffic; controls traffic at scenes of emergencies; notes and reports traffic hazards; inspects establishments serving alcoholic beverages as to their compliance with legal requirements; participates in training conferences and programs, and practices the safe use of firearms; makes presentations to schools and clubs, operates radar equipment, conducts traffic surveys, and may act as escort for funerals, special equipment and dignitaries; serves subpoenas; searches files for information on assigned cases; maintains stakeouts; when assigned, investigates violations of federal, state and local laws, criminal cases, accidents, offenses and damages to property; interviews persons with complaints and inquiries and attempts proper disposition or directs them to appropriate authorities and otherwise assists the public; occasionally relieves or acts in the place of a superior officer.

## SPECIAL REQUIREMENTS

License: Possession of a valid California Class 3 driver's license.

Age: Must be twenty-one (21) at time of final filing of application.

Vision: 20/70 in each eye corrected to 20/20 and free from color deficiency and permanent or progressive eye abnormalities.

Hearing: Normal.

Physical Condition: To be found, after examination by a licensed physician and surgeon, to be free from any physical, emotional or mental condition that might adversely affect his/her exercise of the powers of a peace officer. Weight and height must be proportional in the normal range for applicant's age. Must pass physical agility test.

Background: Prior to appointment, be of good moral character as determined by a thorough background investigation.

**Citizenship:** Be a citizen of the United States or a permanent resident alien who is eligible for and has applied for citizenship.

**Probation:** All those appointed shall complete an eighteen (18) month probation. A police officer on probationary status shall complete the California Peace Officers Standards and Training basic course. Satisfactory performance and recommendation of the Chief of Police is required for regular status. Failure to comply with any of the above requirements will be grounds for release from the service during or at the close of the probationary period.

EMPLOYMENT STANDARDS:

Knowledge of:

English usage and spelling in written reports;
Basic mathematics;
American government and system of justice;
Urban social problems.

and

Ability to:

Exercise restraint and good judgment in a variety of emergency situations;
Demonstrate keen powers of observation and to remember names, faces, and details of incidents;
Analyze situations and adapt a quick, effective, and reasonable course of action giving due regard to the surrounding hazards and circumstances of such situation;
Use and care of small firearms safely;
Operate an automobile safely;
Write clear and accurate reports;
Read and understand departmental rules, instructions, policies, and standards;
Read and understand appropriate municipal, state and federal laws, codes and regulations;
Apply criminal investigation techniques and procedures;
Understand and follow oral and written directions;
Establish and maintain cooperative relationships with the public, law enforcement officers, officials, and others contacted during the course of work.

and

Education:

High school graduation (or possession of G.E.D.).

# APPENDIX B

# PROJECT D.A.R.E.

# QUESTIONNAIRE

# AND

# SUMMARY OF RESPONSES

The following questionnaire is about how you feel toward drugs and the use of drugs. Your answers will be studied by someone who is not connected with your school, and the information will be used for research only. The questions are set up so that no one will know which paper is yours. Please try to answer each question honestly. If you do not understand a question, please ask the officer or teacher in charge to explain it for you.

1. Your sex:
   ____ A. Male
   ____ B. Female

2. Your age:

   ____ A. Eleven
   ____ B. Twelve
   ____ C. Thirteen
   ____ D. Fourteen
   ____ E. Other

3. Your school grade:
   ____ A. Seventh
   ____ B. Eighth
   ____ C. Other

4. Which statements <u>best</u> describe your home life? (Mark only 1 answer.)
   ____ A. My parents are always too strict. They never listen to how I feel. I never have any say in my own life.
   ____ B. My parents are usually too strict. Most of the time I can't tell them how I feel. I hardly ever have any say in my own life.
   ____ C. My parents are sometimes strict, sometimes not. They usually listen to how I feel. They let me have a lot of say in my own life.
   ____ D. My parents are usually not strict. They don't listen to how I feel. They let me do whatever I want.
   ____ E. My parents are never strict. I never bother to tell them how I feel. I do whatever I want without telling them.

5. Which statement best describes your school achievement?
   ____ A. I make better grades than most students.
   ____ B. My grades are average.
   ____ C. I make worse grades than most students.

6. Which racial/ethnic group are you a member of?
   ____ A. Anglo-American
   ____ B. Black, Negro-American
   ____ C. Chicano, Hispanic-American
   ____ D. Asian-American
   ____ E. Other

7. How do you think most drug users at your school were introduced to drugs?
   ____ A. By friends
   ____ B. In their homes
   ____ C. By relatives not in their homes
   ____ D. By adults not in their homes
   ____ E. Other

8. Why do you think most drug users at your school begin to use drugs?
   ____ A. For the experience, to get high
   ____ B. Because their friends or family members do
   ____ C. To impress someone
   ____ D. To show rebellion
   ____ E. Other

9. Why do you think most drug users at your school continue to use drugs?
   ____ A. Because they like the high
   ____ B. Because their friends use drugs
   ____ C. To escape from problems
   ____ D. Because they are addicted (can't stop)
   ____ E. Other

THE QUESTIONS ON THE FOLLOWING PAGES ARE ABOUT SPECIFIC DRUGS. PLEASE ANSWER EACH QUESTION WITH ONLY ONE RESPONSE.

10. For every 100 students at your school, how many do you think have tried alcohol (beer, wine, "hard liquor")?
____ A. Less than 25
____ B. Between 25 and 50
____ C. Between 50 and 75
____ D. Over 75
____ E. I don't know

11. My feeling about the use of alcohol are:
____ A. It is dangerous and no one should use it
____ B. It is dangerous, but some people could use it without harmful effects
____ C. It is safe just to try it
____ D. It is safe for most people to use
____ E. It is very good and everyone should use it

12. Would you be more likely to use alcohol if the legal age were lowered?
____ A. Definitely more likely
____ B. Probably more likely
____ C. Probably <u>not</u> more likely
____ D. Definitely <u>not</u> more likely

13. Have you ever used alcohol?
____ A. Yes
____ B. No

14. If you have never used alcohol, why not? (Answer this question only if you marked "B" on question #13.)
____ A. I am afraid of getting drunk
____ B. I am afraid of getting caught
____ C. I am afraid of getting addicted
____ D. It costs too much
____ E. I don't need to

15. If you have used alcohol, how often? (Answer this question only if you marked "A" on question #13.)
____ A. Once or twice, experimentally
____ B. Occasionally (once a month or less)
____ C. Frequently (more than once a month, less than once a week)
____ D. Often (more than once a week)
____ E. Daily

16. Why do you use, or have you used, alcohol? (Answer this question only if you marked "A" on question #13.)
____ A. I like the effect
____ B. To be "in" with friends
____ C. To escape from my problems
____ D. Because I'm addicted (can't stop)
____ E. Other

17. How old were you when you first tried alcohol? (Answer this question only if you marked "A" on question #13.)
____ A. Younger than 5 years old
____ B. Between 5 and 10 years old
____ C. 11 or 12 years old
____ D. 13 years old or older

18. Where did you first try alcohol? (Answer this question only if you marked "A" on question #13.)
____ A. At my home
____ B. At school
____ C. With friends (away from school)
____ D. With adults (away from my home)

* * *

19. For every 100 students at your school, how many do you think have tried marijuana?
____ A. Less than 25
____ B. Between 25 and 50
____ C. Between 50 and 75
____ D. Over 75
____ E. I don't know

20. My feelings about the use of marijuana are:
____ A. It is dangerous and no one should use it
____ B. It is dangerous, but some people could use it without harmful effects
____ C. It is safe just to try it
____ D. It is safe for most people to use
____ E. It is very good and everyone should use it

21. Would you be more likely to use marijuana if it were legal?
____ A. Definitely more likely
____ B. Probably more likely
____ C. Probably <u>not</u> more likely
____ D. Definitely <u>not</u> more likely

22. Have you ever used marijuana?
____ A. Yes
____ B. No

23. If you have never used marijuana, why not? (Answer this question only if you marked "B" on question #22.)
____ A. I am afraid of getting too high
____ B. I am afraid of getting caught
____ C. I am afraid of getting addicted
____ D. It costs too much
____ E. I don't need to

24. If you have used marijuana, how often? (Answer this question only if you marked "A" on question #22.)
____ A. Once or twice, experimentally
____ B. Occasionally (once a month or less)
____ C. Frequently (more than once a month, less than once a week)
____ D. Often (more than once a week)
____ E. Daily

25. Why do you use, or why have you used, marijuana? (Answer this question only if you marked "A" on question #22.)
____ A. I like the effect
____ B. To be "in" with my friends
____ C. To escape from my problems
____ D. Because I'm addicted (can't stop)
____ E. Other

26. How old were you when you first tried marijuana? (Answer this question only if you marked "A" on question #22.)
____ A. Younger than 5 years old
____ B. Between 5 and 10 years old
____ C. 11 or 12 years old
____ D. 13 years old or older

27. Where did you first try marijuana? (Answer this question only if you marked "A" on question #22.)
____ A. At my home
____ B. At school
____ C. With friends (away from school)
____ D. With adults (away from my home)

* * *

28. For every 100 students at your school, how many do you think have tried cocaine or crack?
____ A. Less than 25
____ B. Between 25 and 50
____ C. Between 50 and 75
____ D. Over 75
____ E. I don't know

29. My feelings about the use of cocaine are:
____ A. It is dangerous, and no one should use it
____ B. It is dangerous, but some people could use it
____ C. It is safe just to try it
____ D. It is safe for most people to use
____ E. It is very good and everyone should use it

30. Would you be more likely to use cocaine if it were legal?
____ A. Definitely more likely
____ B. Probably more likely
____ C. Probably <u>not</u> more likely
____ D. Definitely <u>not</u> more likely

31. Have you ever used cocaine?
____ A. Yes
____ B. No

32. If you have never used cocaine, why not? (Answer this question only if you marked "B" on question #31.)
____ A. I am afraid of getting too high
____ B. I am afraid of getting caught
____ C. I am afraid of getting addicted
____ D. It costs too much
____ E. I don't need to

33. If you have used cocaine, how often? (Answer this question only if you marked "A" on question #31.)
____ A. Once or twice, experimentally
____ B. Occasionally (once a month or less)
____ C. Frequently (more than once a month, less than once a week)
____ D. Often (more than once a week)
____ E. Daily

34. Why do you use, or why have you used, cocaine? (Answer this question only if you marked "A" on question #31.)
____ A. I like the effect
____ B. To be "in" with my friends
____ C. To escape from my problems
____ D. Because I'm addicted (can't stop)
____ E. Other

35. How old were you when you first tried cocaine? (Answer this question only if you marked "A" on question #31.)
____ A. Younger than 5 years old
____ B. Between 5 and 10 years old
____ C. 11 or 12 years old
____ D. 13 years old or older

36. Where did you first try cocaine? (Answer this question only if you marked "A" on question #31.)
____ A. At my home
____ B. At school
____ C. With friends (away from school)
____ D. With adults (away from my home)

* * *

37. For every 100 students at your school, how many do you think have tried methamphetamines (speed, crank)?
____ A. Less than 25
____ B. Between 25 and 50
____ C. Between 50 and 75
____ D. Over 75
____ E. I don't know

38. My feelings about the use of methamphetamines (speed, crank) are:
____ A. It is dangerous and no one should use them
____ B. It is dangerous, but some people could use them without harmful effects
____ C. It is safe just to try them
____ D. They are safe for most people to use
____ E. They are very good and everyone should use them

39. Would you be more likely to use methamphetamines if it were legal?
____ A. Definitely more likely
____ B. Probably more likely
____ C. Probably not more likely
____ D. Definitely not more likely

40. Have you ever used methamphetamines?
____ A. Yes
____ B. No

41. If you have never used methamphetamines (speed, crank), why not? (Answer this question only if you marked "B" on question #40.)
____ A. I am afraid of getting too high
____ B. I am afraid of getting caught
____ C. I am afraid of getting addicted
____ D. It costs too much
____ E. I don't need to

42. If you have used methamphetamines, how often? (Answer this question only if you marked "A" on question #40.)
____ A. Once or twice, experimentally
____ B. Occasionally (once a month or less)
____ C. Frequently (more than once a month, less than once a week)
____ D. Often (more than once a week)
____ E. Daily

43. Why do you use, or any have you used, methamphetamines (speed, crank)? (Answer this question only if you marked "A" on question #40.)
____ A. I like the effect
____ B. To be "in" with my friends
____ C. To escape from my problems
____ D. Because I'm addicted (can't stop)
____ E. Other

44. How old were you when you first tried methamphetamines? (Answer this question only if you marked "A" on question #40.)
____ A. Younger than 5 years old
____ B. Between 5 and 10 years old
____ C. 11 or 12 years old
____ D. 13 years old or older

45. Where did you first try methamphetamines (speed, crank)? (Answer this question only if you marked "A" on question #40.)
____ A. At my home
____ B. At school
____ C. With friends (away from school)
____ D. With adults (away from my home)

* * *

46. For every 100 students at your school, how many do you think have tried sniffing glue?
____ A. Less than 25
____ B. Between 25 and 50
____ C. Between 50 and 75
____ D. Over 75
____ E. I don't know

47. My feelings about sniffing glue are:
____ A. It is dangerous, and no one should use it
____ B. It is dangerous, but some people could use it without harmful effects.
____ C. It is safe just to try it
____ D. It is safe for most people to use
____ E. It is very good and everyone should use it

48. Would you be more likely to sniff glue if it were legal?
____ A. Definitely more likely
____ B. Probably more likely
____ C. Probably <u>not</u> more likely
____ D. Definitely <u>not</u> more likely

49. Have you ever sniffed glue?
____ A. Yes
____ B. No

50. If you have never sniffed glue, why not? (Answer this question only if you marked "B" on question #49.)
____ A. I am afraid of getting too high
____ B. I am afraid of getting addicted
____ C. I am afraid of getting caught
____ D. I don't know how to
____ E. I don't need to

51. If you have sniffed glue, how often? (Answer this question only if you marked "A" on question #49.)
____ A. Once or twice, experimentally
____ B. Occasionally (once a month or less)
____ C. Frequently (more than once a month, less than once a week)
____ D. Often (more than once a week)
____ E. Daily

52. Why do you sniff glue, or why have you sniffed glue? (Answer this question only if you marked "A" on question #49.)
____ A. I like the effect
____ B. To be "in" with my friends
____ C. To escape from my problems
____ D. Because I'm addicted (can't stop)
____ E. Other

53. How old were you when you first sniffed glue? (Answer this question only if you marked "A" on question #49.)
____ A. Younger than 5 years old
____ B. Between 5 and 10 years old
____ C. 11 or 12 years old
____ D. 13 years old or older

54. Where did you first sniff glue? (Answer this question only if you marked "A" on question #49.)
____ A. At my home
____ B. At school
____ C. With friends (away from school)
____ D. With adults (away from my home)

* * *

55. For every 100 students at your school, how many do you think have used aerosols?
____ A. Less than 25
____ B. Between 25 and 50
____ C. Between 50 and 75
____ D. Over 75
____ E. I don't know

56. My feelings about using aerosols are:
____ A. It is dangerous and no one should use them
____ B. It is dangerous but some people could use them without harmful effects
____ C. It is safe just to try them
____ D. They are safe for most people to use
____ E. They are very good and everyone should use them

57. Would you be more likely to use aerosols if it were legal?
____ A. Definitely more likely
____ B. Probably more likely
____ C. Probably <u>not</u> more likely
____ D. Definitely <u>not</u> more likely

58. Have you ever used aerosols?
____ A. Yes
____ B. No

59. If you have never used aerosols, why not? (Answer this question only if you marked "B" on question #58.)

____ A. I am afraid of getting too high
____ B. I am afraid of getting addicted
____ C. I am afraid of getting caught
____ D. I don't know how to
____ E. I don't need to

60. If you have used aerosols, how often? (Answer this question only if you marked "A" on question #58.)

____ A. Once or twice, experimentally
____ B. Occasionally (once a month or less)
____ C. Frequently (more than once a month, less than once a week)
____ D. Often (more than once a week)
____ E. Daily

61. Why do you use, or why have you used, aerosols? (Answer this question only if you marked "A" on question #58.)

____ A. I like the effect
____ B. To be "in" with my friends
____ C. To escape from my problems
____ D. Because I'm addicted (can't stop)
____ E. Other

62. How old were you when you first used aerosols? (Answer this question only if you marked "A" on question #58.)

____ A. Younger than 5 years old
____ B. Between 5 and 10 years old
____ C. 11 or 12 years old
____ D. 13 years old or older

63. Where did you first try aerosols? (Answer this question only if you marked "A" on question #58.)

____ A. At my home
____ B. At school
____ C. With friends (away from school)
____ D. With adults (away from my home)

THANK YOU FOR COMPLETING THIS QUESTIONNAIRE

PROJECT D.A.R.E.

DRUG ABUSE RESISTANCE EDUCATION

A Joint Project To
Prevent Drug Abuse in School Age Youth

# RESULTS OF A DRUG QUESTIONNAIRE GIVEN TO SELECTED SIXTH AND SEVENTH GRADE STUDENTS WINTER 1986-87

Presented by
the Modesto Police Department
and
the Modesto, Stanislaus, and Sylvan
Unified School Districts

# PROJECT D.A.R.E. SURVEY RESULTS

## DEMOGRAPHICS

| | Elementary (6th Grade) | Junior High (7th Grade) |
|---|---|---|
| Number of Schools | 12 | 5 |
| Number of Students | 450 | 1,706 |
| Racial/Ethnic Group | | |
| Anglo-American | 49% | 58% |
| Black, Negro-American | 3% | 5% |
| Chicano, Hispanic-American | 28% | 20% |
| Asian-American | 11% | 8% |
| Other | 10% | 9% |

## SCHOOLS PARTICIPATING IN SURVEY

| Elementary | Junior High | District |
|---|---|---|
| Shackelford, Enslen | Roosevelt | Modesto City |
| Wright, Wilson | La Loma | Modesto City |
| Franklin, Fairview, Marshall | Mark Twain | Modesto City |
| Coleman Brown, Sylvan | Somerset | Sylvan Union |
| Chrysler, Eisenhut, Stanislaus | Prescott | Stanislaus Union |

REPORTED DRUG USE BY SUBSTANCE

6th Grade
N = 450 Students

| | USERS | | NON-USERS | |
|---|---|---|---|---|
| | # | % | # | % |
| Alcohol | 182 | 40.4 | 268 | 59.6 |
| Marijuana | 40 | 8.9 | 410 | 91.1 |
| Cocaine | 11 | 2.4 | 439 | 97.6 |
| Methamphetamines | 11 | 2.4 | 439 | 97.6 |
| Glue-Sniffing | 39 | 8.7 | 411 | 91.3 |
| Aerosols | 19 | 4.2 | 431 | 95.8 |

7th Grade
N = 1,706 Students

| | USERS | | NON-USERS | |
|---|---|---|---|---|
| | # | % | # | % |
| Alcohol | 874 | 51.2 | 832 | 48.8 |
| Marijuana | 269 | 15.8 | 1,437 | 84.2 |
| Cocaine | 88 | 5.2 | 1,618 | 94.8 |
| Methamphetamines | 98 | 5.7 | 1,608 | 94.3 |
| Glue-Sniffing | 250 | 14.7 | 1,456 | 85.3 |
| Aerosols | 145 | 8.5 | 1,561 | 91.5 |

| | 6TH GRADE # | 6TH GRADE % | 7TH GRADE # | 7TH GRADE % |
|---|---|---|---|---|
| "How do you think most drug users at your school were introduced to drugs?" | | | | |
| By Friends | 306 | 68.0 | 1,302 | 76.3 |
| At Home | 31 | 6.9 | 105 | 6.2 |
| By Other Relatives | 15 | 3.3 | 41 | 2.4 |
| By Adults, Not in Home | 48 | 10.7 | 111 | 6.5 |
| Other | 50 | 11.1 | 147 | 8.6 |
| "Why do you think most drug users at your school begin to use drugs?" | | | | |
| To Get High, Experiment | 83 | 18.4 | 370 | 21.7 |
| Because Friends, Family Do | 66 | 14.7 | 413 | 24.2 |
| To Impress Someone | 233 | 51.8 | 665 | 39.0 |
| To Rebel | 29 | 6.4 | 131 | 7.7 |
| Other | 39 | 8.7 | 127 | 7.4 |
| "Why do you think most drug users at your school continue to use drugs?" | | | | |
| They Like The High | 39 | 8.7 | 235 | 13.8 |
| Friends Use Drugs | 83 | 18.4 | 367 | 21.5 |
| To Escape From Problems | 61 | 13.6 | 306 | 17.9 |
| Addicted, Can't Stop | 228 | 50.7 | 739 | 43.3 |
| Other | 39 | 8.7 | 60 | 3.5 |
| "Would you be more likely to use drugs if they were legal?" | | | | |
| Alcohol - Yes[1] | 82 | 18.2 | 512 | 30.0 |
| Alcohol - No[2] | 368 | 81.8 | 1,194 | 70.0 |
| Marijuana - Yes[1] | 40 | 8.9 | 262 | 15.4 |
| Marijuana - No[2] | 410 | 91.1 | 1,444 | 84.6 |
| Cocaine - Yes[1] | 27 | 6.0 | 152 | 8.9 |
| Cocaine - No[2] | 423 | 94.0 | 1,554 | 91.1 |
| Methamphetamines - Yes[1] | 33 | 7.3 | 172 | 10.1 |
| Methamphetamines - No[2] | 417 | 92.7 | 1,534 | 89.9 |
| Glue-Sniffing - Yes[1] | 41 | 9.1 | 179 | 10.5 |
| Glue-Sniffing - No[2] | 409 | 90.9 | 1,527 | 89.5 |
| Aerosols - Yes[1] | 43 | 9.6 | 173 | 10.2 |
| Aerosols - No[2] | 407 | 90.4 | 1,533 | 89.8 |

[1] Includes "probably more likely" and "definitely more likely."
[2] Includes "definitely <u>not</u> more likely" and "probably <u>not</u> more likely."

## 6th Grade

| | ALCOHOL | | MARIJUANA | | COCAINE | | METHAMPHETAMINES | | GLUE-SNIFFING | | AEROSOLS | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | # | % | # | % | # | % | # | % | # | % | # | % |
| FEAR OF BECOMING TOO HIGH | 28 | 6.2 | 18 | 4.0 | 26 | 5.8 | 23 | 5.1 | 27 | 6.0 | 18 | 4 |
| FEAR OF BEING CAUGHT | 19 | 4.2 | 30 | 6.7 | 19 | 4.2 | 18 | 4.0 | 7 | 1.6 | 11 | 2 |
| FEAR OF ADDICTION | 29 | 6.4 | 54 | 12.0 | 54 | 12.0 | 48 | 10.7 | 31 | 6.9 | 42 | 9 |
| COST | 1 | .2 | 3 | .7 | 3 | .7 | 5 | 1.1 | N.A. | N.A. | N.A. | N |
| DON'T KNOW HOW | N.A. | N.A. | N.A. | N.A. | N.A. | N.A. | N.A. | N.A. | 19 | 4.2 | 14 | 3 |
| DON'T NEED TO | 191 | 42.5 | 305 | 67.8 | 337 | 74.9 | 345 | 76.7 | 327 | 72.7 | 346 | 76 |
| HAVE USED | 182 | 40.4 | 40 | 8.9 | 11 | 2.4 | 11 | 2.4 | 39 | 8.7 | 19 | 4 |

## 7th Grade

| | ALCOHOL | | MARIJUANA | | COCAINE | | METHAMPHETAMINES | | GLUE-SNIFFING | | AEROSOLS | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | # | % | # | % | # | % | # | % | # | % | # | % |
| FEAR OF BECOMING TOO HIGH | 62 | 3.6 | 66 | 3.9 | 48 | 2.8 | 55 | 3.2 | 91 | 5.3 | 80 | 4. |
| FEAR OF BEING CAUGHT | 76 | 4.5 | 79 | 4.6 | 82 | 4.8 | 97 | 5.7 | 52 | 3.0 | 40 | 2. |
| FEAR OF ADDICTION | 125 | 7.3 | 214 | 12.5 | 258 | 15.1 | 224 | 13.1 | 132 | 7.7 | 206 | 12. |
| COST | 23 | 1.3 | 46 | 2.7 | 55 | 3.2 | 39 | 2.3 | N.A. | N.A. | N.A. | N.A |
| DON'T KNOW HOW | N.A. | N.A. | N.A. | N.A. | N.A. | N.A. | N.A. | N.A. | 64 | 3.8 | 57 | 3. |
| DON'T NEED TO | 546 | 32.0 | 1,032 | 60.5 | 1,175 | 68.9 | 1,193 | 70.0 | 1,117 | 65.5 | 1,170 | 68. |
| HAVE USED | 874 | 51.2 | 269 | 15.8 | 88 | 5.2 | 98 | 5.7 | 250 | 14.7 | 145 | 8. |

REPORTED AGE OF INTRODUCTION TO DRUGS

## 6th Grade

| | ALCOHOL | | MARIJUANA | | COCAINE | | METHAMPHETAMINES | | GLUE-SNIFFING | | AEROSOLS | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | # | % | # | % | # | % | # | % | # | % | # | % |
| NEVER | 268 | 59.6 | 410 | 91.1 | 439 | 97.6 | 439 | 97.6 | 411 | 91.3 | 431 | 95.8 |
| YOUNGER THAN FIVE YEARS OLD | 26 | 5.8 | 3 | .7 | 1 | .2 | 1 | .2 | 2 | .4 | -0- | -0- |
| BETWEEN FIVE AND TEN YEARS OLD | 81 | 18.0 | 14 | 3.1 | 2 | .4 | 2 | .4 | 19 | 4.3 | 5 | 1.1 |
| ELEVEN OR TWELVE YEARS OLD | 68 | 15.1 | 17 | 3.8 | 4 | .9 | 5 | 1.1 | 16 | 3.6 | 12 | 2.7 |
| THIRTEEN YEARS OR OLDER | 7 | 1.5 | 6 | 1.3 | 4 | .9 | 3 | .7 | 2 | .4 | 2 | .4 |

## 7th Grade

| | ALCOHOL | | MARIJUANA | | COCAINE | | METHAMPHETAMINES | | GLUE-SNIFFING | | AEROSOLS | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | # | % | # | % | # | % | # | % | # | % | # | % |
| NEVER | 832 | 48.8 | 1,437 | 84.2 | 1,618 | 94.8 | 1,608 | 94.3 | 1,456 | 85.3 | 1,561 | 91.5 |
| YOUNGER THAN FIVE YEARS OLD | 134 | 7.9 | 36 | 2.1 | 25 | 1.5 | 23 | 1.3 | 56 | 3.3 | 32 | 1.9 |
| BETWEEN FIVE AND TEN YEARS OLD | 291 | 17.1 | 56 | 3.3 | 20 | 1.2 | 19 | 1.1 | 72 | 4.2 | 36 | 2.1 |
| ELEVEN OR TWELVE YEARS OLD | 369 | 21.6 | 134 | 7.9 | 23 | 1.3 | 29 | 1.7 | 87 | 5.1 | 50 | 2.9 |
| THIRTEEN YEARS OR OLDER | 80 | 4.7 | 43 | 2.5 | 20 | 1.2 | 27 | 1.6 | 35 | 2.1 | 27 | 1.6 |

## 6th Grade

| | ALCOHOL | | MARIJUANA | | COCAINE | | METHAMPHETAMINES | | GLUE-SNIFFING | | AEROSOLS | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | # | % | # | % | # | % | # | % | # | % | # | % |
| NEVER | 268 | 59.6 | 410 | 91.1 | 439 | 97.6 | 439 | 97.6 | 411 | 91.3 | 431 | 95.8 |
| EXPERIMENTALLY (once or twice) | 111 | 24.7 | 19 | 4.2 | 5 | 1.1 | 4 | .9 | 27 | 6.0 | 10 | 2.2 |
| OCCASIONALLY (once a month or less) | 37 | 8.2 | 6 | 1.3 | 1 | .2 | 1 | .2 | 5 | 1.1 | 2 | .4 |
| FREQUENTLY (between once a month and once a week) | 10 | 2.2 | 2 | .4 | 1 | .2 | 2 | .4 | 2 | .4 | 2 | .4 |
| OFTEN (more than once a week) | 4 | .9 | 2 | .4 | 1 | .2 | 1 | .2 | 1 | .2 | 1 | .1 |
| DAILY | 20 | 4.4 | 11 | 2.4 | 3 | .7 | 3 | .7 | 4 | .9 | 4 | .9 |

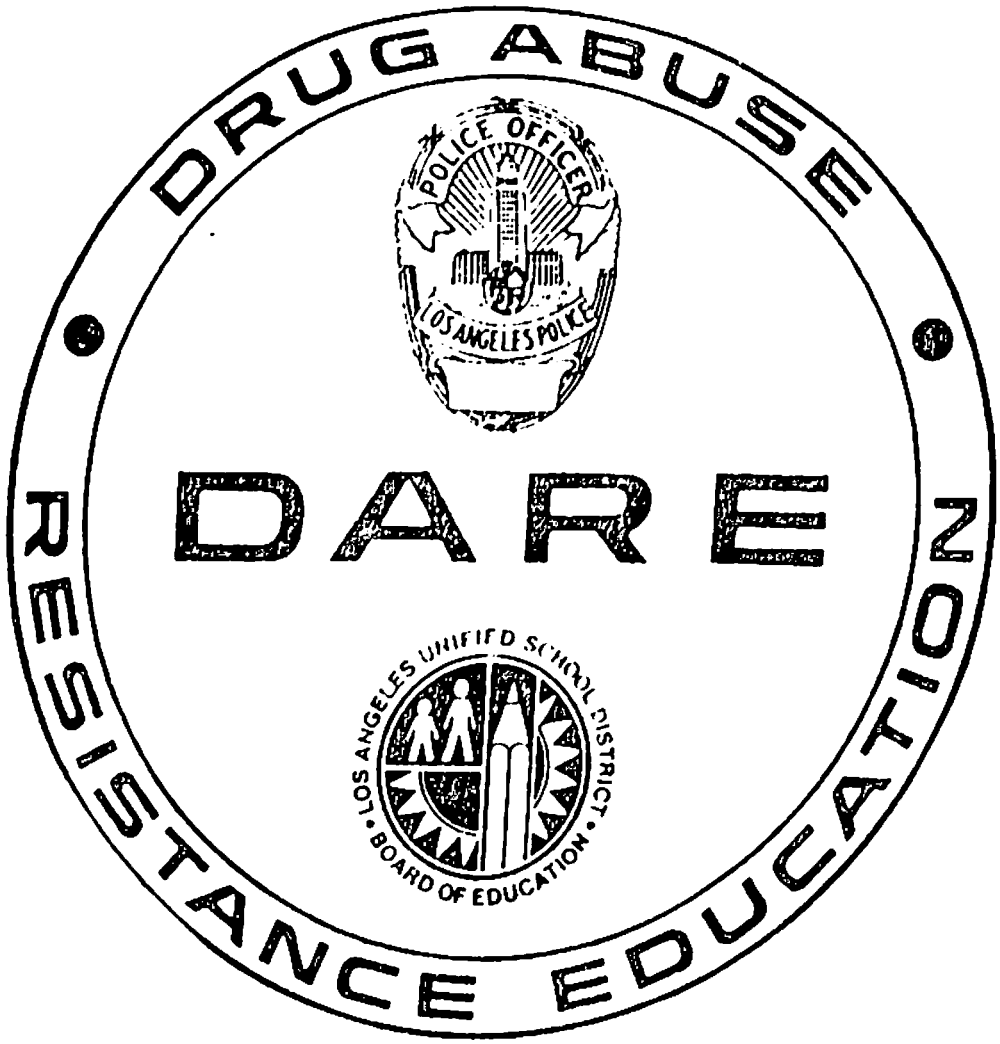
## 7th Grade

| | ALCOHOL | | MARIJUANA | | COCAINE | | METHAMPHETAMINES | | GLUE-SNIFFING | | AEROSOLS | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | # | % | # | % | # | % | # | % | # | % | # | % |
| NEVER | 832 | 48.8 | 1,437 | 84.2 | 1,618 | 94.8 | 1,608 | 94.3 | 1,456 | 85.3 | 1,561 | 91.5 |
| EXPERIMENTALLY (once or twice) | 463 | 27.1 | 120 | 7.0 | 26 | 1.5 | 28 | 1.6 | 107 | 6.3 | 39 | 2.3 |
| OCCASIONALLY (once a month or less) | 256 | 15.0 | 50 | 2.9 | 19 | 1.1 | 19 | 1.1 | 36 | 2.1 | 28 | 1.6 |
| FREQUENTLY (between once a month and once a week) | 68 | 4.0 | 33 | 1.9 | 12 | .7 | 20 | 1.2 | 24 | 1.4 | 24 | 1.4 |
| OFTEN (more than once a week) | 31 | 1.8 | 26 | 1.5 | 4 | .2 | 11 | .6 | 13 | .8 | 19 | 1.1 |
| DAILY | 56 | 3.3 | 40 | 2.4 | 27 | 1.6 | 20 | 1.2 | 70 | 4.1 | 35 | 2.1 |

# APPENDIX C

# PROJECT D.A.R.E.

# TRAINING SCHEDULE




LOS ANGELES POLICE DEPARTMENT

DRUG ABUSE EDUCATION UNIT

(213) 485-4856

In January 1983, Chief of Police Daryl F. Gates of the Los Angeles Police Department (LAPD) approached Dr. Harry Handler, Superintendent of the Los Angeles Unified School District (LAUSD), and expressed his concern regarding the current drug problems facing society. As a result of this meeting, a task force comprised of LAPD and LAUSD personnel was appointed to develop a drug abuse prevention program to be presented to elementary school children.

During the development of the curriculum, numerous drug abuse education programs were examined. It was agreed that a prevention program was best suited for the targeted age group. Existing prevention models which dealt with peer pressure techniques, self-management skills (decision making, values clarification, and problem solving), positive lifestyles, and alternatives to drug use, appeared to be experiencing the highest degree of success. As a result of this study, a cooperative LAPD/LAUSD drug abuse prevention program entitled Drug Abuse Resistance Education (DARE) was developed for presentation to 5th and 6th grade students. The curriculum of this program focuses on peer resistance training, self-concept improvement, and value decisions concerning respect for the law and personal safety.

Commencing in September, 1983, a pilot program began with ten Los Angeles Police Officers assigned as substance abuse instructors in Los Angeles City Schools. Prior to entering the classroom, each of the officers participated in an eighty-hour training course which included curriculum on teaching techniques as well as elementary school operations, preparation of visual aids, officer-school relationships, development of self-esteem, peer pressure resistance techniques, narcotic recognition, communication skills, child development, and classroom evaluations.

Each officer was assigned to five elementary schools and reported to a separate campus each day of the school week. By maintaining a 5:1 ratio of schools per instructor, it was possible for the ten officers to present weekly programs at fifty schools during the 1983/84 school year.

When presenting the curriculum to the 5th and 6th grades, the officers taught from specific lesson plans prepared by LAUSD curriculum specialists. In addition to these presentations, the officers were also responsible for coordinating an abbreviated program to students in grades K-4 and for working in concert with the school principals to provide drug abuse training to the respective parent groups.

Based on the first year's experience and the suggestions of an independent evaluator from the Evaluation and Training Institute, modifications were made in DARE prior to the start of the 1984/85 school year. These modifications did not change the content or the focus of the program, but were instituted to make DARE more workable and effective. A pilot program at the junior high level was initiated in the 1984/85 school year, and a condensed One-Day DARE Program was made available to private and public elementary schools not participating in the full program.

The success and future of this program will depend not only on the curriculum presentation, but also on the ability of the concerned citizens and businesses of Los Angeles to financially support drug prevention education. In a time of fiscal austerity for municipal governments, it becomes necessary for the Police Department and the School District to look to the community and private sector for this type of support.

DARE was selected as the recipient of a State Grant for the suppression of drug use in schools. These funds were used to add four additional officers to the program in 1984/85. If continual funding can be obtained, the DARE Program will continue to expand until it is part of the regular curriculum for every elementary school child within the City of Los Angeles. This planned expansion calls for an increase from the ten officers originally assigned to the pilot program to approximately fifty-three instructors needed for full implementation in all elementary and junior high schools. By June 1986, DARE will have impacted 276 of the 360 elementary schools and 16 of the 65 junior high schools in the City.

The costs of combating adolescent drug abuse are high, but the benefit to society is a sound investment. We must acknowledge that the welfare of our society rests upon the ability of our children to cope with the responsibilities and stresses which they will inherit as our future leaders and workers.

Since its inception, DARE has served as a model program for agencies throughout the country. In order to assist other communities in developing programs to meet their needs, DARE has developed a biannual training class for other agencies. Interest in this training has been widespread. Additional information is available through the DARE Program office.

The Los Angeles Police Department and the Los Angeles Unified School District have undertaken an innovative and bold step in society's battle to deal with drug abuse. With the continued expansion and success of the DARE Program, this generation and future generations should see a healthier society grow and flourish.

1. **PRACTICES FOR PERSONAL SAFETY** -- Used to acquaint students with role of police and review practices for safety of students.

2. **DRUG USE AND MISUSE** – Helps students understand harmful effects of drugs if they are misused.

3. **CONSEQUENCES** – Helps students understand that there are many consequences, both positive and negative, that result from using and choosing not to use drugs.

4. **RESISTING PRESSURES TO USE DRUGS** – To make students aware of kinds of peer pressure they may face and to help them learn to say no to offers to use drugs.

5. **RESISTANCE TECHNIQUES -- WAYS TO SAY NO** – Teaches students ways to say no in resisting various types of pressure.

6. **BUILDING SELF-ESTEEM** – Helps students understand that self-image results from positive and negative feelings and experiences.

7. **ASSERTIVENESS: A RESPONSE STYLE** -- Teaches that assertiveness is a response style that enables a person to state his or her own rights without loss of self-esteem.

8. **MANAGING STRESS WITHOUT TAKING DRUGS** – Helps students recognize stress and suggests ways to deal with it other than by taking drugs.

9. **MEDIA INFLUENCES ON DRUG USE** – Helps students develop the understanding and skills needed to analyze and resist media presentations about alcohol and drugs.

10. **DECISION MAKING AND RISK TAKING** – Helps students apply the decision making process in evaluating the results of various kinds of risk-taking behavior, including that of drug use.

11. **ALTERNATIVES TO DRUG USE** -- Helps students find out about activities that are interesting and rewarding and that are better than taking drugs.

12. **ROLE MODELING** – Older student leaders and other positive role models that do not use drugs talk to younger students to clarify the misconception that drug users are in the majority.

13. **FORMING A SUPPORT SYSTEM** – Students will be able to develop positive relationships with many different people in order to form a support system.

14. **RESISTING GANG PRESSURES** – Students will be able to identify situations in which they may be pressured by gangs and to evaluate the consequences of the choices available to them.

15. **DARE SUMMARY** – Helps students summarize and assess what they learned from the program.

16. **TAKING A STAND** – Students complete own commitment and present to class. Helps them respond effectively when pressured to use drugs.

17. **CULMINATION** – Special exercise for all students.

# APPENDIX D

# "OFFICER FRIENDLY"

# PRESENTATIONS

CITY of MODESTO

Police Department:
(209) 526-2501

601 11th Street, P. O. Box 3313, Modesto, CA 95353
[TDD (209) 526-9211 Hearing and Speech Impaired only]

September 26, 1986

Dear :

On behalf of the Modesto Police Department I want to thank you and the members of your faculty and staff for the warm welcome extended to Officer . Your cooperation and hospitality is greatly appreciated.

In talking with the Officer, I learned there were several questions concerning what types of programs the Department has available. We offer several, and either your School Resource Officer or our Junior Traffic Officer, Randy Buchanan, will be available throughout the school year to present them. They include:

1. OFFICER FRIENDLY K-3rd
   A 40 minute presentation which includes a discussion and viewing of the police officers equipment and a ride in a police car.

2. PERSONAL SAFETY K-4th

   A 30 minute presentation on personal safety at home and away. Includes a puppet show and cartoon slides.

3. TRAFFIC SAFETY K-1st
   A 30 minute presentation focusing on safety tips when walking to school. Includes a puppet show with Regie Racoon and cartoon slides.

4. BICYCLE & SKATEBOARD SAFETY 4th - 8th
   A 45 minute presentation including a puppet show and cartoons relating to bicycle laws and bike safety and skateboard safety.

5. THEFT PREVENTION K - 8th
A 40 minute program that teaches the laws relating to theft, its consequences as they relate to the offender, and child responsibility.

6. CRIME PREVENTION IN THE SCHOOLS 3rd - 8th and Parents
Special topics include vandalism, theft and truancy, and the proper procedures for preventing and reporting crime on school property.

7. STRANGER DANGER Pre - 4th
A 30 minute presentation on the dangerous stranger and others who might be a danger to children. Includes a puppet show with Officer Ollie and cartoons.

8. CHILD ABUSE PREVENTION 4th - 8th or Parents
A 45 minute presentation identifying the types of child abuse, the abuser, pedophile profiling, reporting procedures, and prevention.

9. KEEPING BABYSITTING SAFE Parents
A 45 minute presentation explaining the proper procedures, special instructions and routines to follow to insure children are properly cared for.

10. LATCHKEY CHILDREN 7th - 8th or Parents
A 45 minute presentation explaining self-care skills, household routines, and available community services for children who must stay home alone.

11. SUBSTANCE ABUSE PREVENTION 4th - 8th or Parents and Faculty
A 45 minute presentation (or longer) covering peer pressure, decision making, and positive problem solving as they relate to substance abuse. Identifying signs of substance abuse, and the utilization of multi-faceted intervention techniques and resources.

12. GANG MEMBERSHIP PREVENTION 7th - 8th or Parents
A 45 minute presentation concerning the dynamics of gang membership, and a critique of the current gang siutaion in Modesto.

If you or members of your faculty would be interested in scheduling any of these programs, please contact your School Resource Officer at their respective Junior High School, or call the Crime Prevention Unit at 526-2501 ext. 35.

Thank you again for your cooperation and support. All of us are looking forward to working with you in the months ahead. If I can be of any assistance in any way, please do not hesitate to contact me.

Sincerely,

RON SALE, SERGEANT
CRIME PREVENTION UNIT SUPERVISOR

# APPENDIX E

## PUBLIC SCHOOL ENROLLMENT

## MODESTO, 1986 - 87

## GRADES K - 8

# SCHOOL ENROLLMENT, MODESTO PUBLIC SCHOOLS

## KINDERGARTEN THROUGH EIGHTH GRADE

## 1986-87 SCHOOL YEAR

| CLASS | SYLVAN UNION SCHOOL DISTRICT | STANISLAUS UNION SCHOOL DISTRICT | MODESTO CITY SCHOOL DISTRICT | TOTAL |
|---|---|---|---|---|
| K | 575 | 375 | 1982 | 2842 |
| 1 | 632 | 337 | 1818 | 2787 |
| 2 | 583 | 320 | 1632 | 2535 |
| 3 | 541 | 320 | 1561 | 2422 |
| 4 | 584 | 314 | 1424 | 2322 |
| 5 | 541 | 250 | 1345 | 2136 |
| 6 | 533 | 300 | 1253 | 2086 |
| 7 | 554 | 285 | 1200 | 2039 |
| 8 | 533 | 274 | 1164 | 1971 |
| TOTAL | 5076 | 2775 | 13289 | 21140 |

# APPENDIX F

# MEMORANDUM OF UNDERSTANDING

# MEMORANDUM OF UNDERSTANDING

This Memorandum of Understanding shall stand as evidence that the City of Modesto's Police Department and the Stanislaus County District Attorney's Victim Witness Assistance Program intend to work together toward the mutual goal of providing optimal assistance to victims of domestic violence, sexual assault, and child abuse. Both agencies believe that continuation of the Community Crime Prevention Project, as described in the grant reapplication submitted to the Office of Criminal Justice Planning, will further this goal. To this end, each agency agrees to participate in the program by coordinating/providing the following services:

A. Regularly scheduled meetings will be held once a month between the Chief of Police and the District Attorney to discuss strategies, time tables, case management, and other pertinent information relevant to the Community Crime Prevention Project.

B. Meetings will be held two to three times a month as needed between the Modesto Police Department's Community Service Officer responsible for domestic violence cases and the Director of the District Attorney's Victim Witness Assistance Program to review cases and discuss case management and follow up.

C. The staff of the City of Modesto's Police Department will:

   1. Provide public education through:

      a. Prevention presentations in local schools on topics such as personal safety, rape, and stranger danger.

      b. Sponsoring quarterly Women's Awareness Seminars covering domestic violence, child abuse, and rape prevention.

      c. Participation in safety fairs at local schools, hospitals, churches, and shopping centers.

      d. Brochures and pamphlets on child abuse, sexual assault, and domestic violence.

   2. Ensure coordinated services through:

      a. Systemized follow-up and referral for all child abuse, domestic violence, and sexual assault cases.

      b. Participation in and support of a coordinated service network.

   3. Provide in-house training and education by department police officers to fellow officers from information gained at schools attended.

D. The staff of the Stanislaus County District Attorney's Office will:

1. Provide public education through:

   a. Speakers for the Police Department's quarterly Women's Awareness Seminars.

   b. Participation in safety fairs at local schools, hospitals, churches, and shopping centers.

2. Ensure coordinated services through:

   a. Systemized follow-up and referral for all child abuse, domestic violence, and sexual assault cases.

   b. Participation in and support of a coordinated service network.

3. Provide information on legislation, reporting, etc., to police officers at Police Department training days.

Gerald L. McKinsey, Chief of Police — 4/28/87 (Date)

Donald N. Stahl, District Attorney — 5/4/87 (Date)

# APPENDIX G

# LETTERS OF SUPPORT

UNION
SCHOOL
DISTRICT

3601 Carver Road • Modesto, California 95356 • (209) 529-9546

May 1, 1987

Chief McKinsey
Chief of Police,
City of Modesto
P. O. Box 3313
Modesto, CA 95353

Chief McKinsey:

As Superintendent of the Stanislaus Union School District, I would like to express the District's support for the DARE program. Participants in the program have not only gained an awareness of the problems associated with drug abuse but have also learned refusal skills to use when confronted with opportunities for drug abuse. We support your efforts to gain continued funding for the DARE program and intend to participate in the program next year if it is available to us.

Sincerely,

Andy Schindler

Andy Schindler
District Superintendent

/tms
:mck50187

Prescott Senior Elementary School
2243 W. Rumble Road
MODESTO, CALIFORNIA 95350
OFFICE OF THE PRINCIPAL
Telephone 529-9892

May 4, 1987

Gerald McKinsey
Chief of Police
Modesto Police Department
601 - 11th Street
Modesto, CA.

Dear Chief McKinsey:

I would like to take this opportunity to express our pleasure in working with the Police Department in a joint effort to present the DARE Program to our students at Prescott Senior Elementary School.

Officer Jack Able did a fine job in teaching the program. While I observed the class, the pupils were all participating and showing a true interest in the subject matter.

As for the Resource Officer Program in general, Officer Jack Able has done a fine job. The students relate extremely well to Jack. He is involved in the Student Court which allows the students experience in court procedure and a first hand view of crime and punishment. He has truly been used as a resource person in numerous situations this year.

Please understand that I do not speak for the Governing Board, but as the Principal of Prescott. I would highly recommend continuing the program another year if funding is available.

Sincerely,

James L. Shively

James L. Shively
Principal

JLS:sc

STANISLAUS
UNION
ELEMENTARY
SCHOOL

1931 Kiernan Avenue • Modesto, California 95356 • (209) 545-0718

April 29, 1987

Mr. Gerald McKinsey
Chief, Modesto Police Department
Modesto, CA 95354

Dear Chief McKinsey:

I am writing this letter to express my appreciation for the program that is currently sponsored by the Stanislaus Union School District and your department jointly that provides a police officer to work with our schools. Officer Jack Able is filling that position at Prescott Senior Elementary School and works with the four elementary schools in the district. He has provided assistance to my staff through a two-hour inservice on drug abuse awareness for teachers. He has spoken at a Parent Club meeting regarding drug abuse. And, he has provided programs, assistance, and instruction in most classrooms at Stanislaus School. Currently, he is working diligently on an eighteen week unit in our fifth grade classrooms.

I have found this program to be especially effective because of the personal qualities of Officer Able. He is able to communicate effectively with all of the various age groups at an elementary school from kindergarten through sixth grade. His friendly personality made him an instant winner with our students. He has freely given his time to meet with and talk to children on the playground. His ability to conduct himself as a professional has earned the respect of my staff. The assistance he has given via the DARE program has enhanced our health curriculum, provided a high level of awareness on staff, and educated our youngsters to the dangers involved when dealing with drugs.

With funding for all areas of public service being tight this coming year, I know that all of us are studying ways to cut and/or save money. I am going to encourage my district to continue this valuable program. It truly is having a positive impact in this community. I sincerely hope that your department will be able to continue supporting the program and that jointly we can continue to wage the war against drugs and crime by taking the initiative to educate our future citizens in the preventive ways this programming allows.

Sincerely,

Lamar Dodson

Lamar Dodson
Principal

STANISLAUS UNION SCHOOL DISTRICT

OFFICE OF THE PRINCIPAL

# CHRYSLER ELEMENTARY SCHOOL

Telephone 529-5430

2818 Conant Avenue
MODESTO, CALIFORNIA 95350

April 29, 1987

Gerald McKinsey, Chief
Modesto Police Department
601 11th Street
Modesto, CA

Dear Chief McKinsey,

It is with great pleasure that I write this letter in support of the D.A.R.E. program.

The D.A.R.E. program has proved to be the most effective resource the Chrysler School staff has utilized in our efforts to minimize drug abuse. The program is straight forward, believable and provides the children with the skills to make appropriate choices.

I especially want to commend Officer Able for his exemplary relationships with the pupils, parents, teachers, and other staff members.

As principal, I have observed Officer Able's presentations and have found them to be outstanding in lesson design and extremely well received by his pupils. Additionally, Officer Able has made presentations to our Parents Club, staff meetings and support groups with the same degree of respect.

I strongly support continuation of the D.A.R.E. program as it has been an exemplary program and has made a significant change in our pupils' attitudes.

Sincerely,

Mary Lou Dieterich

Mary Lou Dieterich
Principal

# SYLVAN UNION SCHOOL DISTRICT

605 Sylvan Avenue
Modesto, California 95350
(209) 524-9407

May 14, 1987

**ADMINISTRATION**

MICHAEL SIBITZ
Superintendent

NANCY NEMOEDE LUNDY
Assistant Superintendent — Facilities and Operations

DORIS M. CAUSEY
Assistant Superintendent for Curriculum and Instruction

MARILYN J. WALLSTROM
Administrative Assistant

**BOARD OF TRUSTEES**

ELIZABETH A. USTACH
President

SCOTT T. STEFFEN
Clerk

MARSHA B. WAGGONER
Member

SHIRLEY A. TEALE
Member

GARY R. VANCE
Member

Gerald McKinsey
Chief of Police
Modesto Police Department
601 11th Street
Modesto, CA 95354

Dear Mr. McKinsey:

The Sylvan Union Board of Trustees and I wish to extend our appreciation for the city-school district cooperative program we have provided for the students we serve. The Modesto Police Department can be proud to offer such a program and service to so many young people.

I have actively observed the program and interacted with students, staff, and parents as a follow-up. I have had no negative comments from any aspect of the community. The praise for the program is exceptional with all aspects of our school community.

The district elementary schools also receive a benefit from our district Drug Abuse Resistance Education (D.A.R.E.) representative as Mrs. Janelle Flint has become a most integral part of the young group.

Along with the goals and objectives of the D.A.R.E. Program, the positive aspects are that staff and students are able to view a police officer in a positive manner.

The Sylvan community is most appreciative of this grant and the cooperation of the local police agency and school district addressing drug aspects for young people.

Our students are being touched/influenced by the efforts of our cooperative spirit. Aren't we fortunate to spend funds in the preventative mode?

We anticipate our thrust will be continued as we address the societal variables facing our youth. Thank you for your support of this community project.

Very sincerely,

Michael Sibitz

Michael Sibitz, Ed.D.
Superintendent

MS:yc

PRINCIPAL
Virginia Kimyai
VICE-PRINCIPAL

# SOMERSET
## Senior Elementary School

1037 Floyd Ave.
Modesto, Calif.
(209) 529-8350

May 8, 1987

To Whom it May Concern:

I am writing this letter to endorse the D.A.R.E. program that has been in place at Somerset for the 1986-87 school year.

The program has been most productive and should be continued at least through the 1987-88 school year.

Officer Flint and the Modesto Police Department should be commended for providing such an excellent community service to the schools.

Sincerely,

Robert M. Dunbar
Principal

RMD:gjm

COLEMAN F. BROWN SCHOOL
SYLVAN SCHOOL DISTRICT
2024 VERA CRUZ DRIVE
MODESTO CALIFORNIA 95355

MARY ANN SANDERS, Principal
MARILYN NILES, Vice Principal

May 6, 1987

Gerald McKinsey, Chief of Police
Modesto City Police Department
601 11th STreet
Modesto, California 95354

Dear Mr. McKinsey,

The entire staff at Coleman F. Brown School, as well as members of our Parent Teachers Association Board, feels that the DARE Program has been a positive influence for students.

Officer Janelle Flint has a personal and professional style that greatly appeals to adults and students. She invites active listening and fosters open communication.

Teachers feel quite fortunate to have had DARE initiated at our school. Our student population needs this information and has definetely benefited.

Sincerely,

Mary Ann Sanders

Mary Ann Sanders
principal

dl

MODESTO CITY SCHOOLS
Administrative Offices
426 Locust Street, Modesto, Ca. 95351-2699
(209) 576-4011

Our Fourth R
Is Responsibility

May 14, 1987

To Whom It May Concern:

Modesto City Schools has participated in the D.A.R.E. program during the 1986-87 school year. The program was implemented in all of the District's junior high schools.

The program is an essential part of the District's total substance abuse effort. As a result we have the commitment of the Board of Education to continue our participation and make a reasonable financial contribution to its support.

D.A.R.E. is an excellent, positive program. However, its success depends upon its continuity. It would be a sad loss to our district and the community if the program folded after just one year.

I would ask for your continued support.

Sincerely,

James C. Enochs
Superintendent

JCE:pn

ROOSEVELT
JUNIOR HIGH SCHOOL
1330 College Avenue, Modesto, California 95350, (209) 524-6866
May 7, 1987

TO WHOM IT MAY CONCERN:

RE: DARE Project for Modesto City Schools

This has been the first year of the DARE Project at Roosevelt Junior High School. The participating officers and representatives from our school district, including me, took part in extensive training with the Los Angeles Police Department and the Los Angeles Unified School District. The training set an excellent foundation for the program that has been implemented at Roosevelt.

Officer Sabean is the officer who was assigned to Roosevelt, and he has conducted his Junior High Unit with all of our seventh graders. In addition, Officer Sabean has taught the Elementary Unit to two feeder elementary schools, and has provided some services to all of our other feeder elementary schools.

I have noticed a change in attitude already with our students, and our number of drug related suspensions has dropped substantially.

I strongly support this program, and believe that continued funding is extremely important.

Sincerely,

Cameron M. McCune

Cameron M. McCune
Principal

CMM:vp

PRINCIPAL
Cameron M. McCune

VICE PRINCIPAL
Russell Peck

ADMINISTRATIVE ASSISTANT
James Fletcher

COUNSELOR
Bob Nard

STUDENT SERVICES ASSISTANT
Denise Hitch

Modesto City Schools
ENSLEN ELEMENTARY SCHOOL
515 Coldwell Avenue
MODESTO, CALIFORNIA 95354

Office of the Building Principal

May 11, 1987

Chief Gerald McKinsey
601 11th Street
Modesto, California 95353

Dear Chief McKinsey:

The D.A.R.E. program has been offered this year at Enslen School. We hope that this will continue for the following reasons:

A. Officer Sabean has been very organized and provided an excellent presentation for students.

B. The information presented was accurate and relevant.

C. This program made the students think about the serious choices they would be faced with and forced to make.

D. It was excellent timing for these sixth graders preparing for junior high the following year.

Please consider continuing this excellent program. It has our highest recommendation and accomodation for its presentation.

Sincerely,

Lana Tuemmler

Lana Tuemmler
Principal

MAY 1987
RECEIVED
POLICE DEPT.

100 SCHOOL AVENUE
MODESTO, CALIFORNIA 95351
OFFICE OF THE PRINCIPAL

May 6, 1987

Chief Gerald McKinsey
601 - 11th St.
Modesto, California 95353

Dear Chief McKinsey:

I wish to thank you and Officer Sabean for putting together such a great program for our sixth grade students and teachers. Your DARE presentations were informative and beneficial to all who participated.

As Principal, it is often my responsibility to deal with students who are using drugs or have parents who are addicted to illegal substances. Your program has given the children information which helps them come forward when something is amiss. Their initiative makes our job easier by allowing us to act without any undue delays.

On behalf of our students, parents, and staff, I wish to commend all involved for a job well done. We look forward to working with them in the future.

Sincerely,

Tony R. Ramos
Principal

TRR/ep

MAY 1987
RECEIVED
POLICE DEPT.

Eisenhut Elementary School
1809 Sheldon Drive
MODESTO, CALIFORNIA 95350

OFFICE OF THE PRINCIPAL

Telephone (209) 527-7867

April 29, 1987

Chief Gerald McKinsey
Modesto Police Department
601 11th Street
Modesto, California

Dear Sir,

It is a pleasure to acknowledge the contribution that the Dare program has made to the school program.

As we became aware of the need to provide our pupils with both knowledge and refusal skills regarding drug abuse, we were ready to embark upon a curriculum to meet these needs. The DARE program appears to be adequately and efficiently delivering this service. The pupils are receiving critical information and have the opportunity to validate previously acquired knowledge regarding drugs and drug abuse. More importantly, however, the program focuses on developing attitudes and skills that the pupils must have to survive the peer and environmental pressures to do drugs.

The staff and I definitely appreciate the program and look forward to it continuing at Eisenhut.

Sincerely,

Anthony Damore
Principal

AD:lb

MARK TWAIN SCHOOL
707 South Emerald Avenue
MODESTO, CALIFORNIA 95351

Office of the Building Principal

May 8, 1987

Modesto City Police Department
601 - 11th Street
Modesto, Ca 95354

Attention: Gerald McKinsey
Chief of Police

Dear Sir:

I am writing this letter to express the need to continue the D.A.R.E. program, which has been a joint venture between the Modesto Police Department and Modesto City Schools.

During the past six months that the program has been in effect I have noticed the following:

1. A decrease in the number of suspensions due to drugs even though our student body population has increased.

2. The general student and parent reaction to Officer Able is positive. Early in the year several parents were very skeptical. I have heard only positive comments from parents and students for over three months.

3. Classroom teachers have all been positive. The science teachers did not want to give their class time for any other program. They now believe the program has been effective and support the program 100%, even if they lose their class time.

4. Officer Able's suppport of school programs has been outstanding. His presence at functions such as dances and after school recreation has been a tremendous help. This has all been volunteer work, no pay is given.

The program is having a positive influence on the students and staff of Mark Twain Junior High.

Sincerely,

Charles J. Darr
Principal

CJD/ps

Modesto City Schools
LA LOMA SCHOOL
1800 Encina Avenue
MODESTO, CALIFORNIA 95354-1598

Office of the Building Principal

May 15, 1987

To Whom It May Concern:

Project D.A.R.E. Program has been implemented at La Loma Junior High School and its feeder schools in the La Loma attendance area. During this year over 400 seventh grade students at La Loma School have received the prevention education program on a weekly basis. Two of our elementary feeder schools have also received prevention education programs. The program emphasis has been to help students acquire information and skills needed to enable them to act in their own best interests when facing high risk choices and to resist peer pressure as well as other influences in making their own personal choices. The emphasis on decision making and considering the options they have and the consequences generated by the selection of those options has been very informative for our students.

Officer Dan Inderbitzen has been responsible for implementing the prevention education program and has worked with our school staff on school-based prevention and intervention as well. His ability to interact with students and staff as well as deliver the prescribed instructional program has been a very positive influence for the students and the La Loma community.

Modesto City Schools and the City of Modesto have combined to work on a substance abuse prevention program throughout the community. Since the inception of the initial substance abuse committee, many other school districts have joined that committee and a strong movement is underway. The movement consists not only of education prevention but an awareness program which should come to fruition in the fall of the 1987-88 school year. The D.A.R.E. Program has been the first significant step taken by the Police Department, Modesto City Schools and the community in implementing the prevention and awareness program.

I strongly endorse the Project D.A.R.E. Program and the officers who have worked in the program as well as Modesto Police Department for their support and follow through with providing resources to help implement the program. I believe the program has been very successful this year and will continue to be successful each year that we are able to implement the drug awareness prevention program. I would strongly endorse the funding and implementation of Project D.A.R.E. for the 1987-88 school year.

Sincerely,

Bruce Urban

Bruce Urban
Principal

BU:ld

Modesto City Schools
WILSON ELEMENTARY SCHOOL
201 Wilson Avenue
MODESTO, CALIFORNIA 95354

Office of the Building Principal

May 6, 1987

Sgt. Ken Reid
Modesto Police Department
601 11th Street
Modesto, CA 95354

Dear Sgt. Reid,

Officer Inderbitzen has been working with our sixth grade students this school year in the D.A.R.E. Program. The students have benefited tremendously from the information he has presented to them. There has been much open discussion and the students have felt free to ask questions and express their views as well.

It is most imperative that our young people be made aware at an early age of the dangers that await them should they choose to use drugs. Many of our students do not receive this information at home. So many of them just don't know the facts.

I feel that the D.A.R.E. Program should, by all means, be continued. Please continue to make available the information they so desperately need regarding the use of drugs. These open lines of communication between Officer Inderbitzen and the students offer them a chance to sound out their fears and in turn learn the facts they MUST know in order to say "No".

Sincerely,

James White

Mr. James White, Principal

JW/lp

# APPENDIX H

# COMMUNITY CRIME RESISTANCE

# COUNCIL GUIDELINES

CITY OF MODESTO

M E M O R A N D U M

DATE: April 13, 1987

TO: Chief McKinsey Via Capt. Leonardo

FROM: Sgt. Reid

SUBJECT: Volunteer Community Crime Resistance Cooperative Organization (An All-Volunteer Organization)

Step One of Phase One of the plan is ready for implementation--subject to approval. This phase involves setting up and recruiting personnel for the top level of the volunteer organization.

It will be called the Community Crime Resistance Council. It will consist of a Director and four Council members.

The Director will:

(1) coordinate weekly strategy sessions for Council members and representatives of the Crime Prevention Unit

(2) manage ongoing Council functions

(3) serve as the central communications link between the volunteer organization and the Crime Prevention Unit

(4) assign tasks within the Council

(5) resolve controversy within the volunteer organization (with an appeal to the Crime Prevention Unit as a remedy for contested arbitration)

(6) oversee activities and records of treasurer

(7) maintain records and monthly written reports regarding activities, quantity and quality of work product and other facts pertaining to the volunteer organization.

The Director will be expected to put in between 15 and 20 hours per week: 50% of that time to be spent working at the Police Department, 25% to be spent working at home, and 25% working in the field. Any expenses incurred by the Director will be reimbursed on a monthly basis, subject to documentation and review.

Goals of the Community Crime Resistance Council during the remainder of the 1986-87 fiscal year (in conjunction with M.P.D.'s fiscal year) include:

(1) Drafting recommendations for policies and procedures pertaining to the Council and to the entire volunteer organization it coordinates.

(2) Helping the Crime Prevention Unit plan, organize, staff and train the remainder of the core volunteer organization.

(3) Assist in setting up a formal procedure for documenting the flow of cash and other contributions (including hours of volunteer work performed) and quantity and quality of work product.

(4) Prepare a budget for remainder of this fiscal year; and for 1987-88.

(5) Make recommendations regarding structure and composition of MPD volunteer organization.

(6) Help recruit and train volunteers for other levels of the volunteer organization.

Attached is a copy of the release of information waiver and Personal History information packet we propose be used, along with fingerprinting, for background investigation and screening purposes.

Those individuals who pass the background and screening process for Director would be interviewed by Terry, Michelle and I.

After the Council is formed, the procedure for background and screening of the lower levels of the organization would be basically the same; but the interview process would involve two representatives from the Crime Prevention Unit and one member of the Council.

If approved, we would begin advertising through PSA's, autodialer, etc., using the anouncement which is attached.

# APPENDIX I

## NEIGHBORHOOD WATCH NEWSLETTER

## S.C.A.N.

NEIGHBORHOOD CRIME WATCH
WORKING TOGETHER TO COMBAT CRIME

# S.C.A.N.

City of MODESTO POLICE

## Stops Crimes Against Neighbors

VOL. I Modesto Police Department — Crime Prevention Unit April, 1987

### EXCITING CHANGES WITHIN THE POLICE DEPARTMENT

The new year brought lots of new promotions to the Police Department, including some that affect us. Lieutenant Dave Leonardo has been promoted to the rank of Captain, to replace retired Captain O.D. House. Captain Leonardo will be our new Division Commander. Sergeant Ron Sale, who has for the past year supervised the Crime Prevention Unit, has been promoted to Lieutenant, and Sergeant Ken Reid replaced him. Many other appointments were made to the positions of Detective, Police Officer and Community Service Officer. Congratulations to you all!!

### MAKE SURE THAT YOUR HOME IS AS SAFE AS POSSIBLE

The Crime Prevention Unit offers FREE Residential Security Inspections to all the residents of Modesto. This service helps to insure the safety of your home and prevent burglaries. Just give us a call at 526-2501 Ext 35 and schedule an appointment. A Crime Prevention representative will come out to your home and walk through it with you. They will check windows, doors, lighting and other security concerns. You will be provided with suggestions on securing your home, an itemized checklist and an information packet. The inspections only take from 15-30 minutes and are a great way to help keep yourself from becoming a victim. Remember, it's absolutely FREE!!

### WELCOME TO THE FAMILY!

The Modesto Police Department would like to welcome the following people to our growing Neighborhood Watch family. We look forward to working with you in the future. If you have any questions feel free to call the Crime Prevention Unit.

| | |
|---|---|
| JANET LEE | RICK BROWN |
| EILEEN NAGLE | JACKIE FERGUSON |
| DEBBIE BROOKS | MARILYN JOHNSON |

### A NEW SUPERVISOR

The Crime Prevention Unit would like to welcome our new Supervisor. Sgt. Ken Reid has been assigned the task of heading up our unit. He has been working for the Modesto Police Department for 22 years. He has lots of great new ideas, and tons of enthusiasm, and we are all looking forward to working with him.

Officer Knox, Sgt. Ken Reid and Officer Snyder

We would also like to welcome the newest member of our crew. Community Service Officer Jeanne Simms has been given a position under the California Community Crime Resistance Program grant. She'll be working closely with victims of Domestic Violence and acting as a liason with related agencies. Welcome aboard Jeanne!!

## TV SHOW A BIG HIT

Our new televsion show is a great success! As we told you in the last SCAN, the Modesto Police Department and Post Newsweek Cable are presenting a weekly Crime Prevention show. One of our regular features is produced just for you! In it, we cover all the residential and vehicle burglaries Beat by Beat. This is to let you know how the suspects gain entry and what you should be on the lookout for.

Another segment of the program is "Wanted Persons." We ask your help in identifying suspects in particular crimes. We'll give a brief rundown of the crime and a description of the suspect when it's available. If you ever recognize someone or want more information, just give us a call. Please remember that the Crime Prevention Unit and the Investigations Division work Monday through Friday, 7:30-4:30. If there is a specific topic that you would like us to cover, just drop us a note, or give us a call and we'll do our best to put it on the air. The show airs on Thursday nites at 5:30 p.m. and Saturday afternoons at 2:30 on Cable Channel 4. Show your support and tune us in!!

## HELP!!

Our TV show needs a name. It is presented by the Modesto Police Department and Post Newsweek Cable, and deals mainly with preventing crime. The program is interesting and informative, but unfortunately is lacking a name. We've decided to have a contest and let YOU pick the best name. The person who comes up with the winning name will be able to appear with us on the show. So, send us your suggestions. Be sure to include your name, address, phone number and the name of your Neighborhood Watch Coordinator.

## NEIGHBORHOOD WATCH COORDINATOR TAKES A BITE OUT OF CRIME

One of our Neighborhood Watch coordinators helped to foil a crime in progress. On February 17, 1987 at 4:23 p.m. a subject stole a bicycle from the Pizza Express Restaurant at 2101 W. Rumble. Chico Roberts, a Neighborhood Watch Coordinator for Beat 10, witnessed the theft and gave chase in his van. Mr. Roberts quickly overtook the suspect and caused him to drop the bike and flee on foot. Mr. Roberts then notified the Police Department and turned the bike over to us. The suspect was able to escape, but the undamaged property was recovered for the owner.

Mr. Roberts is to be commended for his quick thinking and public concern. Keep up the good work Coordinators!!!!

## MODESTO POLICE OFFICERS D.A.R.E. TO KEEP KIDS OFF DRUGS.

The five officers trained in Drug Abuse Resistance Education have already introduced the program to Modesto schools. So far, they have had a very positive response to the program from students, parents and teachers. Each officer is assigned to a Junior High School and it's feeder schools. The assignments are as follows:

Officer Vince Sabean
- Roosevelt Jr.High
- Enslen School
- Beard School
- Everett School
- Fremont School
- Garrison School
- Muir School
- Shackleford School

Officer Bruce Able
- Mark Twain Jr. High
- Bret Harte
- Burbank School
- Fairview
- Franklin School
- Marsnall School
- Robertson Rd.
- Harriet Kirshen

Officer Dan Inderbitzen
- La Loma Jr. High
- El Vista School
- Lakewood School
- Orville Wright School
- Rose Ave School
- Sonoma School
- Tuolumne School
- Wilson School

Officer Jack Able
- Prescott Jr. High
- Chrysler School
- Eisenhut School
- Muncy School
- Stanislaus School

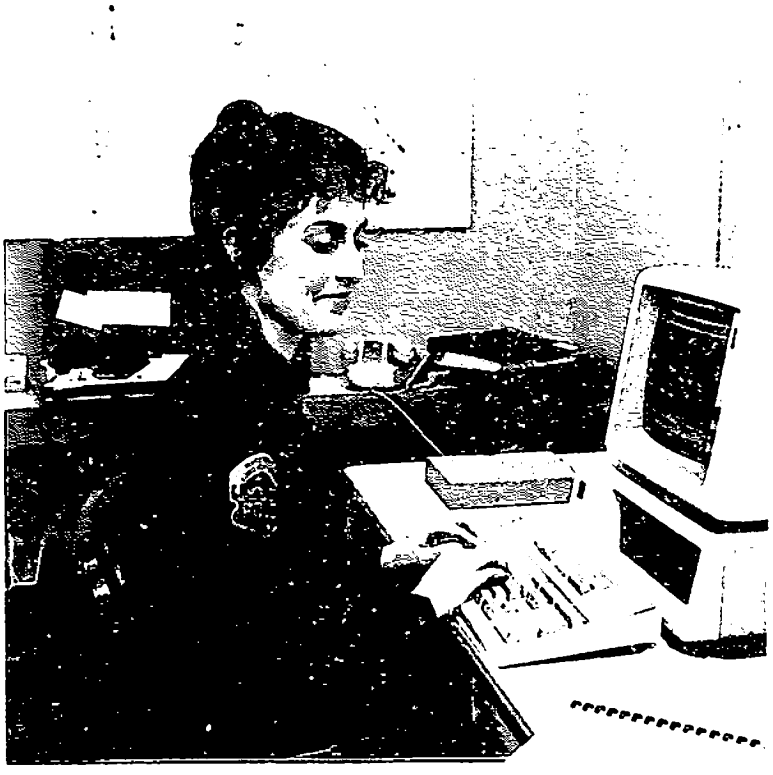
Officer Janelle Flint
- Somerset Jr. High
- Coleman Brown School
- Sherwood School
- Standiford School
- Stockard Coffee School
- Sylvan School
- Woodrow School

Most of the officers' duty time will be spent at these schools teaching and counseling students. D.A.R.E. is an innovative program that was developed to give pre-teens the skills necessary to resist drug experimentation. Project D.A.R.E. avoids traditional scare tactics that preach the dangers of drugs. The concept is simple and straight forward...DARE TO SAY NO!! Students in the program learn how to make decisions on how to combat the pressure of the media, and their peers, and how to seek out healthy alternatives to drugs and alcohol.

D.A.R.E. Seminars are also available to parents and interested members of the community. So please give these officers your support as they face the important challenge of teaching your children to "Say No To Drugs."

## COMPUTER AIDED COMMUNICATION

Some of you may have received calls from our brand new Computer Aided Dialing System. The System is fully operational now, so expect to be hearing from us real soon. We'll be bringing you information on upcoming Crime Prevention events, and warning you about crime trends in your areas. During the year we have have several major Crime Prevention projects that must be staffed by volunteers from the community. Our Auto-Dialer has the capability of recording your responses. So, this year we plan to use it as a tool for recruiting volunteers. We hope to hear from YOU!!



Officer Michelle Knox uses the Auto-Dialer.

## WOMENS AWARENESS PROGRAM STARTING AGAIN!

We're moving our Women's Awareness program back to the Police Department from Modesto Junior College. We hope to begin classes around the first week of May.

Current topics will be covered by local experts, and will include Child Abuse Prevention, Domestic Violence, Disaster Preparedness, C.P.R. certification and Rape Prevention. The seminar is absolutely free to women over 18 years old. There is, however, a $4 fee for C.P.R. material through the Red Cross. For more information or to sign up for the May session, contact Officer Michelle Knox in the Crime Prevention Unit at 526-2501 Ext. 35.

## UPCOMING CRIME PREVENTION PROGRAMS

Child Abuse Prevention Fair - May 1, 1987

This event is sponsored by the Stanislaus County District Attorney and several other local agencies. It will be held on the Stanislaus County Courthouse lawn. There will be information booths, games & prizes, refreshments, puppet shows and K-9 Demonstrations. The Police Department will send McGruff out to mingle with the children, and members of the Crime Prevention Unit will give "Stranger Danger" talks every hour. The focus of the event is teaching children how to protect themselves, and combining the learning with having fun.

Education Fair - April 11th & 12th

This event is presented by the Vintage Faire Mall. The Police Department will sponsor a fingerprinting clinic, a Neighborhood Watch information booth and a visit by McGruff, the Crime Dog. If your children haven't been fingerprinted yet, this is their chance! We will provide you with a permanent record of their identities in case they become lost or missing. We hope to see you at the Mall.

National Child Abuse Prevention Month - April 1987

Governor Deukmejian has declared April to be National Child Abuse Prevention Month again this year. Be sure to listen for the Crime Prevention Unit's public service announcements on your local radio stations during this time, to find out what you can do to prevent these tragic crimes.

## RESIDENTIAL BURGLARIES DECEMBER - MARCH

Join us in Taking a Bite Out of Crime. Keep Neighborhood Watch alive in your area by being observant and alert. You really can make a difference in helping us reduce the number of residential burglaries in your own neighborhood.

| | |
|---|---|
| BEAT 1 | 34 |
| BEAT 2 | 38 |
| BEAT 3 | 10 |
| BEAT 4 | 50 |
| BEAT 5 | 25 |
| BEAT 6 | 24 |
| BEAT 7 | 34 |
| BEAT 8 | 53 |
| BEAT 9 | 25 |
| BEAT 10 | 39 |
| BEAT 11 | 31 |
| BEAT 12 | 24 |
| BEAT 13 | 16 |
| BEAT 14 | 11 |
| TOTAL - | 414 |

## VEHICLE BURGLARS ATTACK BEAT 8!!

During the past few weeks, the Beat 8 area has been besieged by vehicle burglaries. The methods of entry have remained constant, the windows of the vehicles have been slipped open or smashed. The property taken has simply been anything of value inside the car. The vehicles have been parked on the street, and even in the driveway in some of the cases.

To keep yourself from becoming a victim:

Always park your car in a well lit area.

Keep your doors locked and windows rolled completely up.

Never keep valuables inside your car.

Secure your car in the garage whenever possible.

If you must carry tools in your vehicle, make sure that they are engraved with your Driver's License number.

Be observant and alert.

If you notice anyone suspicious prowling around a vehicle, report it to the police immediately.

## WE ARE HERE TO SERVE YOU!

This is just a reminder that the Crime Prevention Unit was established to serve the Community. We are available to community groups as speakers on just about every subject relating to Crime Prevention. Some of the topics that are available are:

Senior Citizen Crime Prevention

Child Abuse Prevention

Home Security

Personal Safety/Rape Prevention

Crime Prevention for the Disabled

Shoplifting Prevention Seminars

And, of course, Neighborhood Watch!

There is no minimum number of people required to obtain an appointment. Just give us a call, we'd love to come out and speak to your group or organization.

## HELP IS ON THE WAY!

We now have over 650 Neighborhood Watch groups, and lots more signing up! Most of you are just about due for follow up meetings if you haven't actually met with an officer for two or three years. Plan ahead! As summer approaches, our calendars get booked two or three months in advance!

We are about to launch an experiment so that we may better accomodate your requests for meetings. Members of the Unit plan to train Reserve Officer and Explorer Scouts to give Neighborhood Watch presentations. They will have some in-house training and will then be sent to scheduled meetings with a Crime Prevention Officer as observers. We plan to have enough manpower to fit you all into our schedule!

Call soon to make your appointment for a follow up meeting, and be prepared to see some new faces!!

## THEFT ATTEMPTED DURING NEIGHBORHOOD WATCH MEETING!!

On February 26th, Officer Terry Snyder was conducting a Neighborhood Watch meeting in Beat 8. The residents of that area had been plagued by vehicle burglaries. During the presentation, Officer Snyder was interrupted by the Neighborhood Watch Coordinator who was observing two juveniles attempt to break into a car parked across the street. The suspects were no doubt surprised to see a house full of people filing out to surround them, accompanied by Officer Snyder. The juveniles were arrested, and the property that they had removed from the vehicle was returned to the owner.

Neighborhood Watch really does work!!

# APPENDIX J

## WOMEN'S AWARENESS SEMINAR

## SAMPLE TOPICS AND SPEAKERS

# WOMEN'S AWARENESS PROGRAM

## CLASS SCHEDULE

7:00 p.m

| | | | |
|---|---|---|---|
| I. | INTRODUCTION<br>NEIGHBORHOOD WATCH | Sgt. Ken Reid<br>Officer Knox | Monday<br>May 4 |
| II. | 9-1-1 EMERGENCY DISPATCH<br>DISASTER PREPAREDNESS | County Communications<br>Sgt. Roger Higby | Thursday<br>May 7 |
| III. | RACE FOR LIFE (C.P.R.) | Officer Curtis Tankersley | Monday<br>May 11 |
| IV. | RACE FOR LIFE (C.P.R.) | Officer Curtis Tankersley | Thursday<br>May 14 |
| V. | DRUG AWARENESS | Stanislaus County<br>Drug Enforcement Unit | Monday<br>May 18 |
| VI. | VICTIMS OF VIOLENT CRIMES<br>DOMESTIC VIOLENCE | Maria Suarez<br>Helen Butler | Thursday<br>May 21 |
| VII. | CRIMINAL JUSTICE SYSTEM<br>CHILD CUSTODY LAWS | Ray Harter | Thursday<br>May 28 |
| VIII. | RAPE PREVENTION | Officer Michelle Knox | Monday<br>June 1 |
| IX. | CHILD PHYSICAL & SEXUAL<br>ASSAULT/GRADUATION | Detective Naron | Thursday<br>June 4 |

# APPENDIX K

# SCHOOL ATTENDANCE REVIEW BOARD

# DEFINITION

# SCHOOL ATTENDANCE REVIEW BOARD

School Attendance Review Boards (S.A.R.B.'s) were established to divert students with school attendance or school behavior problems from the juvenile justice system by providing guidance and coordinated community services to meet their special needs. A S.A.R.B. is made up of representatives of various youth-serving agencies who help a truant or insubordinate student and the student's parents solve problems by using community resources.

The board meetings are attended by school district representatives, county probation, county welfare, the superintendant of schools, law enforcement personnel, and various community agencies, including mental health, family services, and counseling personnel.

The project's Community Service Officer attends two meetings weekly, one for Modesto City Schools and one for county schools (including Stanislaus Union and Sylvan Union School Districts). Nearly one-fourth of her time is spent participating in S.A.R.B.'s, since these meetings last from three hours up to five hours each.

# APPENDIX L

# GRANT FUNDED PERSONNEL

# RESUMES

VINCENT G. SABEAN

PERSONAL INFORMATION:

Date of Birth: June 23, 1945

Marital Status: Married

Home Address: 605 West Union Avenue
Modesto, CA 95356
[Telephone: (209) 576-7499]

PROFESSIONAL INFORMATION:

Place of Employment: Modesto Police Department
601 11th Street
Modesto, CA 95354
[Telephone: (209) 526-2501]

Experience:

1967-1969 Vacavile Police Department
Reserve Officer

1969-Present Modesto Police Department
Police Officer

Duty Assignment: Promoted to Assistant Squad Leader in July, 1986; Assigned to Coordinate School Resource Officer Program

Previous Special Assignments: Acting Sergeant--Patrol (Duties included assignment of beats and special work projects as well as supervision of beat officers during one shift. Also included the recording of citizen complaints.)

Acting Sergeant--Traffic Unit (Duties included assigning traffic officers to areas of the City where special traffic-related problems existed. The compiling of statistics on accidents and citations issued was also required. Provided general supervision of traffic officers.)

Neighborhood Youth Advisor (Assigned to Somerset Junior High School in a non-enforcement role. Provided counseling to students and parents in order to divert the students away from the criminal justice system.)

District Attorney Liaison Officer (Worked in the District Attorney's Office as a liaison between the District Attorney and the Modesto Police Department with a goal to reduce the number of man hours spent in court by officers. Researched and implemented this program in 1975. The position is still a permanent part of the District Attorney's Office.)

EDUCATION:

1969-1971 Modesto Junior College
AA Degree--Police Science

1971-1974 CSU, Sacramento
BA Degree--Criminal Justice

POST CERTIFICATES:

| | |
|---|---|
| March, 1970 | Basic |
| April, 1973 | Intermediate |
| March, 1975 | Advanced |

TEACHING ASSIGNMENTS:

| | |
|---|---|
| April, 1972 | Drug Abuse Training Center--Hayward |
| March, 1973 | California Community College Training Credential |
| November, 1973 | Trainer--Juvenile Justice Conference--Fresno |
| February, 1975 | Instructor--Regional Criminal Justice Training Academy--Modesto |
| January, 1980 | Instructor--Motorcycle Safety Classes |

RELATED TRAINING AND CERTIFICATES:

| | |
|---|---|
| January, 1970 | Intermediate and Advanced In-service Training |
| February, 1970 | Non-lethal Chemical Agents |
| June, 1970 | Intermediate and Advanced In-service Training |
| February, 1971 | Drunk Driving Institute |
| December, 1971 | Police Administration Organization |
| November, 1973 | Advanced Officer School |
| March, 1974 | California State Juvenile Officers Training Seminar |
| September, 1974 | Department of Justice, Juvenile Officers Training Course--Asilomar |
| June, 1976 | Career Development Seminar |
| March, 1977 | Personal Development Seminar |
| May, 1977 | Advanced Driver Training |
| June, 1978 | Advanced Accident Investigation--California Highway Patrol |
| August, 1978 | Outlaw Motorcycle Gang Activities |
| May, 1979 | Department of Health Services--Vehicle Noise Enforcement |
| August, 1979 | Commercial Vehicle Laws--California Highway Patrol |
| January, 1982 | Officer Safety and Field Tactics |
| March, 1983 | Crisis Intervention |
| October, 1984 | Narcotic Enforcement for Peace Officers |
| February, 1986 | Hazardous Materials |
| November, 1986 | Drug Abuse Resistance Education |
| April, 1987 | Assertive Supervision |

# RESUME

Daniel T. Inderbitzen
1801 Ashley Ct.
Modesto CA. 95351
Age 29, DOB: 8-26-57

## EDUCATION

Modesto High School - Graduate 1976

Modesto Junior College - Graduate 1979, with an Associate of Science Degree. (66.5 units. Cumulative GPA 3.1)

Regional Criminal Justice Training Center, Police Academy - Graduate

Approximately 328 advanced officer training hours, cources include:

| | |
|---|---|
| TRAFFIC ACCIDENT INVESTIGATION | TERRORISM TRAINING COURSE |
| BASIC CRIME PREVENTION | ADV. CRIME PREVENTION, MEDIA |
| ROBBERY INVESTIGATION | DOMESTIC VIOLENCE TRAINING |
| CPR CERTIFICATION | FIRST AID CERTIFICATION |
| DRUG ABUSE RESISTANCE EDUCATION | NARCOTIC ENFORCEMENT LAWS |

Currently enrolled in U.C. Berkley extention through Modesto Junior College
Vocational Education Teaching Credential Program.

## PROFESSIONAL

Employed by the City of Modesto Police Department as of August 21st, 1979.

4 years Patrol Officer.

3 1/2 years Crime Prevention Officer.

Currently Teaching the Drug Abuse Resistance Education Curriculum to Modesto Area Junior High and Elementary students.

My Primary function in the crime prevention unit was crime prevention through public education. My personal accomplishments in this unit relates to development and enhancement of crime prevention programs. They include:

| | |
|---|---|
| NEIGHBORHOOD WATCH | SHOPLIFTING/LOSS PREVENTION |
| SENIOR CITIZEN SAFETY | COMMERCIAL PHYSICAL SECURITY |
| CRIMES AGAINST THE ELDERLY | CAREERS IN LAW ENFORCEMENT |
| ELDER ABUSE/OMBUDSMAN TRAINING | ETHICS AND PROFESSIONALISM |
| CRIME PREVENTION FOR DISABLED | DISCRETIONARY DECISION MAKING |
| RAPE PREVENTION/SEXUAL ASSAULT | CHILD ABUSE/SEXUAL ASSAULT |
| LANDLORD TENNANT LAWS | DOMESTIC VIOLENCE |
| CONSUMER FRAUD/BUNCO | |

## PERSONAL

### TEACHING EXPERIENCE:

Regional Criminal Justice Training Center Police Academy:
Child Abuse Laws.

Police officer Standards and Training, Certified Explorer Academy:
Police Morals and Ethics.
Descretionary Decision Making.

Instructed Health Care Professionals in the mandatory reporting of Elder Abuse.

Modesto City Schools:
Drug Abuse Resistance Education.

### ORGANIZATIONS:

Advisor for the Modesto Police Department Explorer post for 7 years.

Former Board Member for the Coalition Center for the Disabled.

Advisor to Students Against Drunk Driving.

Former Board Member for the Stanislaus County Elder Abuse Prevention Task Force.

### ACCOMPLISHMENTS:

Patent Number 4,461,110 was issued in August of 1984 for a revolver safety soon to be marketed nationwide.

Nominated by Senator Dan McCorquodale for Outstanding Young Man of America for 1986.

# R E S U M E

## PERSONAL HISTORY

Name: Bruce Alan Able
Address: 1139 East Morris Modesto, Ca.
Birthdate: August 13, 1952
Family: Married 9 years, Wife: Liz; Children: Ben 7 years, Rebecca 4 years, Isaac 3 years

## EDUCATION

Colleges:
Pacific Coast Bible College 1975-1976
Delta Jr. College 1976-1977
College of Redwoods 1981-1982 AA Degree
Modesto Jr. College 1985-present

## MILITARY SERVICE

US NAVY 1971 - 1975
Honorably Discharged
Cryptographic/Teletype Operator
Naval Security Group

## LAW ENFORCEMENT

Eureka Police Department July 1977-1983
Duties:
1) Uniform Patrol
2) Department Baton Instructor
3) K-9 Officer
4) Sert Team member
5) Advisor Explorer Program
6) Public Relations Officer

Modesto Police Department June 1983 - present
Duties:
1) Uniform Patrol
2) Department Baton Instructor
3) D.A.R.E. Officer

## CERTIFICATES/CREDENTIALS

Basic POST Certificate 1978
PR-24 Baton Instructor Certificate 1978
Intermediate POST Certificate 1982
California Teaching Credential 1983

## TEACHING EXPERIENCE

9 Years Including:
College of Redwoods Police Academy
Modesto Jr. College Police Academy
Modesto Police Department D.A.R.E.
Self Employed PR-24 Baton

## SCHOOLS AND SEMINARS

Basic Academy, Modesto Jr. College 1977
Hostage Negotiations, Eureka, Ca 1977
Defensive Driving, Eureka, Ca 1978
PR-24 Instructors Course, Los Angles 1978
K-9 Training Eureka, Ca 1979
Officer Survival School Eureka, Ca 1979
SERT School Eureka, Ca 1980
K-9 Search Seminar Sacramento, Ca 1981
Traffic Accident Investigation Modesto 1984
Sexual Assault Investigation San Jose, Ca.1986
D.A.R.E. School Los Angles, Ca 1986
Narcotics for Peace Officer Modesto, Ca 1987

## HOBBIES

Family Activities, Waterskiing, Fishing

NAME: Jack Able

ADDRESS: 19022 S. Von Glahn Rd.
Escalon, California 95320

BIRTH DATE: May 30, 1950 HEIGHT: 6'5" WEIGHT: 230

MARITAL STATUS: Married NUMBER OF CHILDREN: 2 AGES: 20, 15

EDUCATION:

Linden High School, Graduated June 1968
Monterey Penn College, Graduated December 1971
Delta Junior College, Graduated AA 1977
Sacramento State University, Graduated 1979

DEGREES-CERTIFICATES-CREDENTIALS:

Post Basic Certificate, 1/25/70
AA Degree, 6/72
P.C. 832 Certificate, 10/30/75
Two California State Teaching Credentials, 12/8/77
Intermediate Post Certificate, 1/30/80
Advanced Post Certificate, 3/15/85
CPR/First Aid Certified - Bi-Annually

COURSES OR PROFESSIONAL CLASSES COMPLETED:

Child Abuse Investigation, 5/1/79
Juvenile Offenders Seminar, 10/1/79
Crisis Intervention, Fall 1979
Advanced Officers Course, Spring 1980
Narcotics Course, 5/10/82
Valtox Training, 6/3/82
Narcotics Investigation, 12/17/82
Gambling Investivation, 5/27/83
Heroin Influence, 11/23/83
Vice Investigation, 12/2/83
Economic Crime, 3/23/84
Cocaine Influence Course, 1985
Sexual Assault Investigation, 5/7/86
DARE School, 11/3/86
Domestic Violence, 11/18/86
Narcotics for Peace Officers, 1/6/87
Rape Investigation Course

POLICE SCIENCE FIELD:

Stockton Police Reserve, 9/23/75
City of Manteca, Police Officer, 1/76
City of Modesto, Police Officer, 2/24/81-Currently

EXPERIENCE:

Police Patrol Officer since 1975
Police Canine Handler - Manteca P.D.
Juvenile Detective - Manteca P.D.
Juvenile Probation Officer - Manteca P.D.
Child Abuse & Sexual Assault Investigator - Manteca P.D.
Vice and Narcotics Investigator - Modesto P.D.
DARE Officer-School Resource Officer - Modesto P.D.

EXPERIENCE: (cont.)

Instructor of Child Abuse/Sexual Assault at Modesto Junior College Police Academy
Prior member of San Joaquin County Juvenile Justice Commission
Prior member of Stanislaus County Children Crisis Center, Board of Directors

PRESENTATIONS TO SCHOOLS AND CIVIC GROUPS:

Prostitution Programs
Drugs-Narcotics Programs
Child Abuse Programs
Sexual Assault Programs
Rape/Rape Crisis Programs
Juvenile Law Programs
Drug Abuse Resistance Education
Gambling Programs
Officer Friendly Programs
Parents Anonymous Programs

TEACHING EXPERIENCE:

Manteca Adult Education
Manteca High School
East Union High School
M.J.C. Basic Academy
Stanislaus Union School District (Four Schools)

# DOSSIER

I was born and raised in the Central Valley of California. I am the eldest of two sons. Myself and my brother, Bruce Able, both are currently employed police officers with the City of Modesto, Modesto, California.

I began my law enforcement career in 1975 as a Police Reserve with Stockton Police Department. At that time, I was continuing my education at San Joaquin Delta College, which I later graduated from with an Associates of Arts Degree in Administration of Justice.

In 1976, I was hired as a full time paid Police Officer with the City of Manteca. I was employed there for slightly over five years. During that time, I worked in various capacities as a Probation Officer (Juvenile), Sexual Assault and Rape Investigator, Child Abuse Investigator and a Patrol Officer and Juvenile Officer.

In 1981, I terminated my employment with Manteca Police Department and took a Police Officer position with the City of Modesto on February 24th, where I am currently employed. During this time, I have worked various assignments as a Patrol Officer, Vice and Narcotics Officer, Background Investigator and a School Resource Officer. I am currently assigned as a School Resource Officer in the Stanislaus Union School District. I teach an eighteen week DARE (Drug Abuse Resistance Education) Program to 5th and 6th graders and an eleven week program to the 7th graders and a four to five week program to Kindergarteners through 5th graders.

Along with the DARE Program, my assignment contains various other duties involving counseling students, being available for their problems, teaching other safety classes to students, teaching in-service training for certificated and non-certificated staff members at all schools. I also educate parents through the parent organizations at each school.

Respectfully submitted,

Jack Able
School Resource Officer

RESUME

JANELLE R. FLINT

P.O. BOX 1661
MODESTO, CA 95353

TELEPHONE: (209) 526-2501

EXPERIENCE
HIGHLIGHTS:

CITY OF MODESTO POLICE DEPARTMENT
MODESTO, CA

This agency handles the law enforcement services for the City of Modesto, California.

1978 to present

POLICE OFFICER. Assigned to Field Operations Division performing a variety of patrol duties to include emergency response to call for service, field investigations, preparation of reports, evidence collection, arrests, and court testimony. Assigned to Investigative Services Division as a Detective Trainee in Burglary Division, performing follow-up investigations, search warrants and surveillances. Currently assigned to the Crime Prevention Unit as a School Resource Officer teaching the D.A.R.E. (Drug Abuse Resistance Education) Program in grades K through 8.

MC CONNELL STATE RECREATION AREA
BALLICO, CA

This park is owned and operated by the State of California Department of Parks and Recreation managed to best preserve its values and serve its visitors.

1976 to 1978

SEASONAL PARK AIDE. Work involved the greeting of visitors, enforcement of rules and laws, patrol, maintenance of facilities, collection of fees, preparation and presentation of campfires for visitors and talks to school groups as an interpretive and public relations service.

MONTEREY COUNTY SHERIFF'S DEPARTMENT
SALINAS, CA

This department handles the law enforcement and confinement of inmates for the county and unincorporated cities of Monterey County.

1975

DEPUTY I, CORRECCTIONAL OFFICER. Duties performed were booking and fingerprinting of inmates, general care of the inmates in the facility, transportation of inmates and security of jail facilities.

EXPERIENCE HIGHLIGHTS (continued)

STANISLAUS COUNTY PROBATION DEPARTMENT
MODESTO, CA

This agency handles court investigations and all probation services for Stanislaus County.

1973 to 1974

VOLUNTEER PROBATION OFFICER Verified residences and ties to the County in establishing eligibility for courtesy supervision. Prepared all letters of acceptance or refusal and assigned cases to Probation Officers. Provided transportation of juveniles to foster homes and detention facilities. Prepared reports on probationers involved in the drug diversion program.

EDUCATION:

REGIONAL CRIMINAL JUSTICE TRAINING CENTER MODESTO, CA

1978

POLICE ACADEMY. 480 hour basic Police Officer Standards and Training (P.O.S.T.).

CALIFORNIA STATE COLLEGE, STANISLAUS TURLOCK, CA

1975 to 1977

B.A. DEGREE, in Social Sciences. Followed a program of social science with a concentration on Administration of Justice. My senior seminar research consisted of eight weeks of observation of Public Defenders followed by a paper on their views and theories on crime and its causes. An individual study project at Sierra Conservation Center focused on relations between inmates and officers. Training was financed by work study matched by federal grants, savings and loans.

MODESTO JUNIOR COLLEGE MODESTO, CA

1971 to 1974

A.S. Degree in Political Science. Majored in Political Science with a minor in Speech. Electives filled graduation and general education requirements. Financed by my own funds.

EARLY BACKGROUND:

Grew up in Modesto, California; parents employed since early childhood; father deceased 1974; youngest of five children (four brothers); attended public schools through grade twelve in Modesto; majored in Math and Music in high school; grades and units high enough to attend college during senior year of high school.

# RESUME

## PERSONAL HISTORY

Jeanne M. Simms
1948 Evans Road, #24
Ceres, CA 95307
DOB: 6-22-56

## EDUCATION

Ceres High School
Graduated June, 1974

## LAW ENFORCEMENT

Modesto Police Department
Hired January 3, 1978

Typist Clerk II
1-3-78 thru 10-9-80

Account Clerk II
10-9-80 thru 1-12-82

Community Service Officer
1-12-82 thru present

CSO assignments have included:

- District Attorney Liaison
- Subpoena Service
- Crimes Against Persons
- Checks
- Burglary
- Crime Prevention
- Patrol

## SCHOOLS & SEMINARS

Skills & Knowledge
144 hours

Traffic Accident Investigation
40 hours

Field Evidence Technician
60 hours

DOJ Information Systems
8 hours

SCHOOLS & SEMINARS
Continued

Basic Crime Prevention
76 hours

4th Annual Governor's Conference
on Crime Victims
24 hours

School/Law Enforcement
Partnership Conference
8 hours

COMMUNITY CRIME RESISTANCE PROGRAM
COMMUNITY SERVICE OFFICER
FIRST YEAR TRAINING AND ACTIVITIES

When first assigned to this unit, I contacted local agencies to gather information and establish contacts.

Initially, I contacted case worker Debra Murray with the Salvation Army. Murray advised the Salvation Army offers overnight shelter for women and children, and many times takes the over-flow from the Women's Refuge Center. The Salvation Army usually tries to re-locate women and children to allow them to start anew. There are several refuge centers in other cities, and the Salvation Army will pay for transportation.

Contact with the Stanislaus Women's Refuge Center/Haven was established through Director, Helen Butler. Haven is a refuge that offers shelter for women and children who are victims of domestic violence. The shelter will hold approximately 15 persons, with a maximum stay of 30 days. There is a fee for the shelter based on income. Whenever possible, Haven will refer victims to an out-of-town refuge center.

Haven also offers a domestic violence counseling program. They counsel women, children, couples, and battered men. They also counsel men who have been placed into diversion by the court system.

Another program Haven offers is their temporary restraining order clinic. A group of attorneys, on a rotating basis, help victims with temporary restraining orders and civil harassment orders. When victims leave the center, the forms are ready to be filed with the County Clerk's Office. There is no fee for this service at this time.

In establishing contact with the Stanislaus County District Attorney's Victim-Witness Program, I spoke with Director Margaret Speed. We discovered that through their program, most domestic violence victims were being contacted and advised of services available. Rather than duplicate efforts, we agreed to follow the same format. I now double check to assure victim-witness is receiving all domestic violence reports. I also follow-up on all domestic violence reports for dispositions. All this information is then logged to allow for tracking.

My first two weeks in this new assignment were spent in Basic Crime Prevention School. In April I traveled to San Jose for the 4th Annual Governor's Training Conference on Crime Victims. During this conference I was able to attend workshops including: battered women and the homeless, battering in teen relationships, and battered women and marital rape.

One of my other duties in this assignment is to sit on the City and County S.A.R.B.'s. (School Attendance Review Board) This board tries to problem solve attendance and behavior problems. We want each child to attend school every day and have a successful day. April 27, 1987 I attended the School/Law Enforcement Partnership Conference in Oakland.

# APPENDIX M

## APPORTIONMENT OF GRANT RELATED EXPENSES

# MODESTO CRIME RESISTANCE PROGRAM

## APPORTIONMENT OF EXPENSES

| | 1986-87 ACTUAL | | 1987-88 PROPOSED | | ANTICIPATED FUTURE IF NO FEDERAL FUNDS |
|---|---|---|---|---|---|
| SOURCE | $ | % | $ | % | % |
| FEDERAL FUNDS | $100,000 | 47.1% | $100,000 | 42.5% | -0- |
| CITY OF MODESTO | $ 56,156 | 26.4% | $ 67,775 | 28.6% | 50% |
| STANISLAUS UNION SCHOOL DISTRICT (1 JUNIOR HIGH) | $ 11,231 | 5.3% | $ 13,550 | 5.8% | 10% |
| SYLVAN UNION SCHOOL DISTRICT (1 JUNIOR HIGH) | $ 11,231 | 5.3% | $ 13.550 | 5.8% | 10% |
| MODESTO CITY SCHOOL DISTRICT (3 JUNIOR HIGHS) | $ 33,693 | 15.9% | $ 40,665 | 17.3% | 30% |
| TOTAL | $212,311 | 100.0% | $235,550 | 100.0% | 100% |

MODESTO CITY COUNCIL
RESOLUTION NO. 87-343

A RESOLUTION ACCEPTING IMPROVEMENTS IN CAPE COD ESTATES NO. 2 SUBDIVISION AND AUTHORIZING RELEASE OF SUBDIVISION BONDS

WHEREAS, Pan Capital , subdividers of Cape Cod Estates No. 2 Subdivision have filed subdivision bonds for faithful performance and labor and materials in the amount of $243,100.00 and $121,550.00 respectively to guarantee improvements in Cape Cod Estates No. 2 and;

WHEREAS, the Director of Engineering in a memorandum dated April 21, 1987 indicates that all work required by the subdivision agreement has been completed to the satisfaction of the Engineering Department; and

WHEREAS, the Director of Engineering has indicated that it would be in order for the City Council to accept the improvements in said subdivision as complete and authorize the City Clerk to file notice of completion and release the subdivision bonds upon expiration of the statutory period.

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

1. The improvements in Cape Cod Estates No. 2 Subdivision are hereby accepted.
2. The City Clerk is hereby authorized to release the subdivision bond for faithful performance in the amount of $243,100.00 upon recordation of notice of completion.
3. The City Clerk is hereby authorized to release the subdivision bond for labor and materials in the amount of $121,550.00 upon expiration of the statutory period.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of May , 19 87 , by Councilmember Whiteside , who moved its adoption, which motion being duly seconded by Councilmember Lang , was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-344

A RESOLUTION SETTING TIME AND PLACE FOR HEARING CONCERNING THE CITY'S COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) APPLICATION FOR THE 1987-88 FISCAL YEAR

BE IT HEREBY RESOLVED by the Council of the City of Modesto that May 19, 1987, at 4:00 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of the City's Community Development Block Grant (CDBG) application for the 1987-88 fiscal year.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of May, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-345

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND REDEV, INC., FOR THE PURCHASE OF 3.384± ACRES OF LAND NEEDED TO COMPLETE THE ACQUISITION OF EISENHUT PARK SITE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Redev, Inc. for the purchase of 3.384± acres of land needed to complete the acquisition of Eisenhut Park site

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of May, 19 87, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-346

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND** THE CORPORATION OF THE PRESIDING BISHOP OF THE CHURCH OF JESUS CHRIST OF LATTER DAY SAINTS FOR ACQUISITION OF 1,200± SQUARE FEET OF PROPERTY FOR USE AS PUMP STATION NO.51

**BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and** the Corporation of the Presiding Bishop of the Church of Jesus Christ of Latter Day Saints for acquisition of 1,200± square feet of property needed for use as Pump Station No. 51

**be, and it is hereby approved.**

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

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 5th **day of** May, **19**87, **by Councilmember** Whiteside, **who moved its adoption, which motion being duly seconded by Councilmember** Lang, **was upon roll call carried and the resolution adopted by the following vote:**

| | | |
|---|---|---|
| **AYES:** | **Councilmembers:** | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| **NOES:** | **Councilmembers:** | None |
| **ABSENT:** | **Councilmembers:** | None |

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-347

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND JOE DIANNA FOR THE LEASE OF RIVERSIDE SITE, PORTIONS OF THE FORMER DR. ANDERSON, KOUNIAS, MAXWELL, SOMMERFELD, SIMMS, HOGIN AND BOMBERGER PROPERTIES IN DRY CREEK PARK

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Joe DiAnna for the lease of Riverside site, portions of the former Dr. Anderson, Kounias, Maxwell, Sommerfeld, Simms, Hogin and Bomberger properties in Dry Creek Park

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of May, 19 87, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-348

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND GEORGE FREDERICKSON AND PHILLIP BRAVARD FOR THE LEASE OF A PORTION OF FIRE STATION NO. 5

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and George Frederickson and Phillip Bravard for the lease of a portion of Fire Station No. 5

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of May, 19 87, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-349

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND ROBERT L. CRISP, MAI, FOR THE APPRAISAL OF EIGHT PARCELS OF RIGHT-OF-WAY NEEDED FOR THE SCENIC FROM SUNNYSIDE TO ROSE PROJECT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Robert L. Crisp, MAI, for the appraisal of eight parcels of right-of-way needed for the Scenic from Sunnyside to Rose project

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of May, 19 87, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-350

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND THE GROVE FOR REIMBURSEMENT OF STREET IMPROVEMENT COSTS ON PARKER ROAD

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and The Grove for reimbursement of street improvement costs on Parker Road, adjacent to The Grove Mobile Home Park

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of May, 19 87, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-351

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND** MARVIN R. AND BARBARA A. SMITH FOR WATER SERVICE TO PROPERTY OUTSIDE CITY LIMITS AT 326 E. HATCH ROAD

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Marvin R. and Barbara A. Smith for water service to property outside City limits at 326 E. Hatch Road, located on the south side of Hatch Road between Crows Landing Road and Jim Way

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of May, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-352

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND** FARMERS HOME ADMINISTRATION USDA FOR WATER SERVICE TO PROPERTY OUTSIDE CITY LIMITS AT 1113 N. ROSEMORE AVENUE

**BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and** Farmers Home Administration USDA for water service to property outside City limits at 1113 N. Rosemore Avenue, located on the west side of Rosemore Avenue between Torrid Avenue and Woodland Avenue

**be, and it is hereby approved.**

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

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 5th **day of** May, 1987, **by Councilmember** Whiteside, **who moved its adoption, which motion being duly seconded by Councilmember** Lang, **was upon roll call carried and the resolution adopted by the following vote:**

| | | |
|---|---|---|
| **AYES:** | **Councilmembers:** | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| **NOES:** | **Councilmembers:** | None |
| **ABSENT:** | **Councilmembers:** | None |

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-353

A RESOLUTION APPROVING THE FINAL MAP OF THE NORTHWOOD PARK SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, REDEV, Inc.

is (~~are~~) possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 36.514 acres, known as the Northwood Park Subdivision, and

WHEREAS, a tentative map of said tract was approved by the Planning Commission of the City of Modesto on the 3rd day of November, 1986, and

WHEREAS, the Secretary of the Planning Commission of the City of Modesto has certified that the final map of said tract substantially conforms to the approved tentative map, and

WHEREAS, the City Engineer of the City of Modesto has certified that the final map of said Northwood Park Subdivision meets all of the provisions of the California Subdivision Map Act and the provisions of the Modesto Municipal Code relating to subdivisions, and that the map is technically correct,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said final map be approved; that the streets, alleys and

easements as shown thereon within the boundaries of said tract be accepted on behalf of the public for public use; and that the City Clerk be authorized to certify the map of said tract on behalf of the City of Modesto after the fees and deposits required by the Modesto Municipal Code in amounts determined by the City Engineer have been paid, and subdividers have furnished securities, as set forth in Section 4-4.605 of the Modesto Municipal Code, which shall secure the obligations set forth in Section 66499.3 of the Government Code of the State of California. Said securities shall be in forms acceptable to the City Attorney and in the amounts required by the Agreement hereinafter referred to.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of May, 19 87, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Council-

member Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-354

A RESOLUTION APPROVING THE FINAL MAP OF THE COPPER CREEK NO. 1 SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, BRIGHT DEVELOPMENT, a California corporation is possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 26.286 acres, known as the Copper Creek No. 1 Subdivision, and

WHEREAS, a tentative map of said tract was approved by the Planning Commission of the City of Modesto on the 17th day of March, 1986, and

WHEREAS, the Secretary of the Planning Commission of the City of Modesto has certified that the final map of said tract substantially conforms to the approved tentative map, and

WHEREAS, the City Engineer of the City of Modesto has certified that the final map of said Copper Creek No. 1 Subdivision meets all of the provisions of the California Subdivision Map Act and the provisions of the Modesto Municipal Code relating to subdivisions, and that the map is technically correct,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said final map be approved; that the streets, alleys and easements as shown thereon within the boundaries of said tract be accepted on behalf of the public for public use; and that the City Clerk be authorized to certify the map of said tract on behalf of the City of Modesto after the fees and deposits required by the Modesto Municipal Code in amounts determined by the City Engineer have been paid, and subdividers have furnished securities, as set forth in Section 4-4.605 of the Modesto Municipal Code, which shall secure the obligations set forth in Section 66499.3 of the Government Code of the State

of California. Said securities shall be in forms acceptable to the City Attorney and in the amounts required by the Agreement hereinafter referred to.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of May, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

2807CA

MODESTO CITY COUNCIL
RESOLUTION NO. 87-355

A RESOLUTION GRANTING THE REQUEST OF QUIK STOP MARKETS TO DRILL TWO (2) WELLS EACH ON FOUR (4) PROPERTIES LOCATED IN THE CITY OF MODESTO TO MONITOR GROUNDWATER.

WHEREAS, Quik Stop Markets has requested permission to drill two (2) monitoring wells each on four (4) of its properties located at 110 La Loma Avenue, 1501 Paradise Road, 818 N. Carpenter Road, and 1500 Crows Landing Road, more particularly described on the attached Exhibit A, to satisfy new laws which have been imposed to assure that groundwater will be protected from leaking underground tanks, and

WHEREAS, Section 5-1.501 of the Modesto Municipal Code requires that such wells be approved by the Council of the City of Modesto, and

WHEREAS, said request was considered by the Council at its meeting of May 5, 1987,

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

1. Permission is hereby granted to Quik Stop Markets to install two (2) groundwater quality monitoring test wells each on the following described properties located at 110 La Loma Avenue, 1501 Paradise Road, 818 N. Carpenter Road, and 1500 Crows Landing Road in the City of Modesto, and more particularly described on the attached Exhibit A, subject to the following conditions:

   (a) Quik Stop Markets has signed a letter agreement with the City of Modesto, which is being approved concurrently, and no right shall be conferred by this resolution without said letter agreement being approved.

   (b) The wells shall not exceed a depth of 30 feet.

   (c) The drilling of the wells shall be subject to approval of the Director of Utility Services of the City of Modesto and the Environmental Resources Department of the County of Stanislaus.

(d) The installation shall be made in accordance with all requirements of the laws of the State of California, the County of Stanislaus and the City of Modesto.

(e) When the two (2) wells each on four (4) properties are no longer required at each site, Quik Stop Markets shall abandon and permanently seal the wells in accordance with requirements of the Director of Utility Services.

(f) Quik Stop Markets understands that permission will be binding on all successors, assigns and heirs of the permittee.

2. The City Clerk shall furnish Quik Stop Markets with a certified copy of this resolution and a fully executed copy of the letter agreement.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of May, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-356

A RESOLUTION AUTHORIZING THE ACTING DIRECTOR OF FINANCE TO ADVERTISE FOR REQUEST FOR PROPOSALS FOR THE SALE OF PARKING LOT NO. 32.

WHEREAS, staff has been asked if the City would be interested in selling Parking Lot No. 32 adjacent to the Hughson Hotel, located on 10th Street between J and K, for an adjoining private redevelopment project, and

WHEREAS, the City Council desires that requests for proposals for purchase of the property be submitted by interested parties,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Acting Director of Finance is hereby authorized to proceed with the advertisement for request for proposals for the sale of Parking Lot No. 32.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of May, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

050587

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MODESTO CITY COUNCIL
RESOLUTION NO. 87-357

A RESOLUTION AMENDING RESOLUTION NO. 87-98 ENTITLED "A RESOLUTION CHANGING THE NAME OF SUTTER AVENUE TO SOUTH MARTIN LUTHER KING DRIVE AND CHANGING THE NAME OF A PORTION OF FRANKLIN STREET TO NORTH MARTIN LUTHER KING DRIVE IN THE CITY OF MODESTO" TO RESCIND THE RENAMING OF SUTTER AVENUE.

WHEREAS, on February 10, 1987, the Council of the City of Modesto adopted Resolution No. 87-98 entitled "A Resolution Changing the Name of Sutter Avenue to South Martin Luther King Drive and Changing the Name of a Portion of Franklin Street to North Martin Luther King Drive in the City of Modesto", and

WHEREAS, because of portions of Sutter Avenue and Franklin Street being located outside the City limits, approval by the Stanislaus County Board of Supervisors was needed, and

WHEREAS, by Resolution the Stanislaus County Board of Supervisors agreed with a name change of Franklin Street between Paradise Road and Freeway 99 to North Martin Luther King Drive, however, the Board of Supervisors did not agree to a street name change of Sutter Avenue to South Martin Luther King Drive, and

WHEREAS, the County Board of Supervisors has requested that the Modesto City Council rescind its action renaming Sutter Avenue, and

WHEREAS, said matter was considered by the Council at its meeting held on May 5, 1987, at the hour of 4:00 p.m. in the Council Chambers located at 801 11th Street in the City of Modesto,

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

That Resolution No. 87-98 entitled "A Resolution Changing the Name of Sutter Avenue to South Martin Luther King Drive and Changing the Name of a Portion of Franklin Street to North Martin Luther King Drive in the City of Modesto" is hereby amended as follows:

Paragraph 1. on page 2 of Resolution No. 87-98 is hereby deleted rescinding the renaming of Sutter Avenue.

Paragraph 5. on page 2 of Resolution No. 87-98 is hereby amended to read as follows:

5. That the effective date of the street name change shall become effective July 1, 1987.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of May, 1987, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton Whiteside and Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-358

A RESOLUTION SETTING TIME AND PLACE FOR HEARING ON THE 1987-88 PROPOSED BUDGET

BE IT HEREBY RESOLVED by the Council of the City of Modesto that June 9, 1987, at 7:30 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of the 1987-88 Proposed Budget.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of May, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-359

A RESOLUTION ACCEPTING WITH REGRET THE RESIGNATIONS OF ODESSA JOHNSON AND STEVE COLLINS FROM THE MODESTO ARTS IN ACTION COMMITTEE

WHEREAS, Odessa Johnson and Steve Collins were appointed members of the Modesto Arts in Action Committee on September 2, 1986; and

WHEREAS, Odessa Johnson and Steve Collins have tendered their resignations from the Modesto Arts in Action Committee effective May 5, 1987; and

WHEREAS, Odessa Johnson and Steve Collins have been devoted and sincere public servants and have contributed greatly to our civic progress.

NOW, THEREFORE, BE IT RESOLVED that the resignations of Odessa Johnson and Steve Collins from the Modesto Arts in Action Committee be, and hereby are accepted with regret.

BE IT FURTHER RESOLVED that the Council of the City of Modesto, on its own behalf, and on behalf of the citizens of this City, hereby expresses its sincere appreciation to Odessa Johnson and Steve Collins for their outstanding service to the community.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of May, 1987, by Councilmember Whiteside , who moved its adoption, which motion being duly seconded by Councilmember Lang , was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine
NORRINE COYLE, City Clerk

CITY OF MODESTO

IMPROVEMENT DISTRICT NO. 27

(YOSEMITE ASSESSMENT DISTRICT)

RESOLUTION NO. 87-360

RESOLUTION FINDING AND DETERMINING THAT THE PUBLIC CONVENIENCE AND NECESSITY REQUIRE THE CONSTRUCTION OF PUBLIC IMPROVEMENTS TO BE PAID FOR BY SPECIAL ASSESSMENTS WITHOUT COMPLIANCE WITH THE PROVISIONS OF THE SPECIAL ASSESSMENT INVESTIGATION, LIMITATION AND MAJORITY PROTEST ACT OF 1931

---

WHEREAS, in accordance with prior proceedings duly had and taken, the Council (the "Council") of the City of Modesto (the "City") has declared its intention to and has determined to undertake proceedings pursuant to the Municipal Improvement Act of 1913 and issue bonds in said proceedings under the provisions of the Improvement Bond Act of 1915 for the construction of the public improvements more particularly described in Exhibit A, attached hereto and incorporated herein and made a part hereof designated "City of Modesto Improvement District No. 27 (Yosemite Assessment District)"; and

WHEREAS, this Council, by resolution duly adopted, appointed the Director of Public Works as Engineer of Work in said proceedings and authorized and directed such person to do and perform or cause to be done and performed all engineering work necessary in and for said proceedings, including the preparation of plans and specifications for said improvements and the descriptions of the acquisitions, together with estimates of costs thereof, and the preparation of a map of the assessment district, an assessment diagram, and an assessment, and the supervision of the work; and

WHEREAS, the cost of said improvements is to be paid in part by special assessments levied upon the benefited property in said assessment district; and

WHEREAS, this Council has heretofore, on April 7, 1987, adopted a Resolution of Preliminary Determination (being Resolution No. 87-271) preliminarily determining that the public convenience and necessity require the construction of said proposed public improvements to be made and paid for in part by special assessments levied upon the property benefited, and that the necessary proceedings should be taken therefor pursuant to the Municipal Improvement Act of 1913 and bonds issued thereunder pursuant to the Improvement Bond Act of 1915 without complying with the provisions of the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 (being Division 4 of the Streets and Highways Code of the State of California), which resolution fixed 7:30 P.M. on

Tuesday, May 12, 1987, at the Council Chambers, City Hall, 801 11th Street, Modesto, California 95353 as the time and place when and where any and all persons interested, owning or having an interest in the real property within said district might file written objections to undertaking said proceedings without the City first complying with the provisions of the Special Assessment Investigation, Limitation and Majority Protest Act of 1931, and might appear and show cause, if any they had, why this Council should not find and determine that the public convenience and necessity require said proposed public improvements without compliance with the Special Assessment Investigation, Limitation and Majority Act of 1931; and

WHEREAS, notice of said hearing was duly given in conformity with the requirements of said Resolution No. 87-271, and said hearing was duly held at said time and place; and

WHEREAS, no objections in writing to undertaking said proceedings without first complying with the provisions of the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 were filed with the City Clerk of the City at or before the time fixed for said hearing thereof;

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

Section 1. The foregoing recitals are true and correct and this Council so finds and determines.

Section 2. It is hereby found and determined that the public convenience and necessity require the construction of said proposed public improvements to be made and paid for in part by special assessments levied upon the property benefited, and that the necessary proceedings should be taken therefor without compliance with the provisions of the Special Assessment Investigation, Limitation and Majority Protect Act of 1931.

Section 3. Said proposed public improvements shall be constructed in that certain area designated "City of Modesto Improvement District No. 27 (Yosemite Assessment District)," and the boundaries of which district within which said proposed improvements shall be made are shown on that certain map entitled "Proposed Boundaries, Improvement District No. 27, City of Modesto, Stanislaus County, State of California," on file in the office of the City Clerk of the City, which map is by such reference incorporated herein and made a part hereof. The description of said district by the foregoing reference to said map shall be and is hereby determined to be a sufficient description, in accordance with Resolution No. 9898 N.S. adopted by the Council of the City on July 23, 1952, of the boundary lines of the district to be assessed to pay for said proposed improvements. This Council may make any changes or modifications in said proposed improvements or area or said district to the extent permitted by law.

Section 4. The necessary proceedings for the construction of said proposed public improvements shall be taken in accordance with the provisions of the Municipal Improvement Act of 1913 and bonds issued therefor under the provisions of the Improvement Bond Act of 1915, all pursuant to Resolution of Intention No. 87-269 adopted by this Council on April 7, 1987.

PASSED AND ADOPTED this 12th day of May, 1987, by the following vote:

AYES: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: None

ABSENT: None

ATTEST: Judy C Hall, acting
City Clerk of the City of Modesto

[SEAL]

APPROVED AS TO FORM
Stan T. Yamamoto, City Attorney



5825d

# EXHIBIT A

## Description of Work

The work to be performed consists of the construction of storm drain trunk lines, outfall, manholes and the reconstruction of pavement disturbed by such construction.

CITY CLERK'S CERTIFICATE

I, Judy C. Hall/ Acting City Clerk of the City of Modesto, do hereby certify as follows:

The foregoing resolution is a full, true and correct copy of a resolution duly adopted by a vote of a majority of the members of the City Council of said City at a regular meeting of the City Council of said City duly and regularly and legally held at the regular meeting place thereof on May 12, 1987, of which meeting all of such members had due notice, as follows:

AYES: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: None

ABSENT: None

I have carefully compared the foregoing with the original minutes of said meeting on file and of record in my office, and the foregoing is a full, true and correct copy of the original resolution adopted at said meeting and entered in said minutes.

Said resolution has not been amended, modified or rescinded since the date of its adoption and the same is now in full force and effect.

Dated: May 12, 1987.

[SEAL]

Judy C. Hall, Acting
Acting City Clerk
of the City of Modesto



5825d

CITY OF MODESTO

IMPROVEMENT DISTRICT NO. 27

(YOSEMITE ASSESSMENT DISTRICT)

RESOLUTION NO. 87- 361

RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO CONFIRMING ASSESSMENT AND ORDERING PROPOSED IMPROVEMENTS TO BE MADE; PROVIDING FOR NOTICE OF RECORDING OF ASSESSMENT; AND DESIGNATING THE TREASURER OF THE CITY TO COLLECT AND RECEIVE MONEY

---

WHEREAS, the Council (the "Council") of the City of Modesto (the "City"), by Resolution of Intention No. 87-269 heretofore duly adopted on April 7, 1987, declared its intention to order the public improvements as more particularly described in Exhibit A, attached hereto and incorporated herein and made a part hereof designated "City of Modesto, Improvement District No. 27 (Yosemite Assessment District)"; and

WHEREAS, the Council in and by said resolution referred said proposed improvements to the Director of Engineering Services as Engineer of Work, and directed said Engineer of Work to make and file with the City Clerk of the

City a report in writing containing the matters specified in Section 10204 of the California Streets and Highways Code, which said report was thereafter filed with the City Clerk of the City on April 6, 1987, and was preliminarily approved by the Council on April 7, 1987, and the Council fixed 7:30 P.M. on Tuesday, May 12, 1987, at the Council Chambers, City Hall, 801 11th Street, Modesto, California 95353, as the time and place for hearing of protests to said proposed improvements, and provided for notice of said hearing; and

WHEREAS, the City Clerk of the City has filed with the Council an affidavit setting forth the time and manner of the compliance with the requirements of law for publishing, posting and mailing notices of the adoption of said Resolution of Intention and of the filing of said report and of the time and place for hearing protests to said proposed improvements, or to the extent of the assessment district or to the proposed assessment; and the Council hereby finds that notice of the adoption of said Resolution of Intention and of the filing of said report and of the time and place for hearing protests to said proposed improvements, or to the extent of the assessment district or to the proposed assessment has been published, posted and mailed in the time, form and manner required by law; and

WHEREAS, said hearing was duly convened by the Council at said time and place for the hearing of all

protests to said proposed improvements, or to the extent of the assessment district or to the proposed assessment, and all protests thereto received by the City Clerk of the City were presented to the Council; and

WHEREAS, the Council found and determined that protests against said proposed improvements were not made by the owners of more than one-half of the area of the land in said assessment district to be assessed for said proposed improvements; and

WHEREAS, the Council thereupon proceeded with said hearing, and duly considered all of said protests at said hearing, and duly heard all interested persons desiring to be heard at said hearing; and

WHEREAS, at said hearing the Engineer of Work recommended that various changes be made in said report, as more particularly set forth in his revised report dated May 12, 1987 on file with the Council; and

WHEREAS, upon the basis of all evidence presented at said hearing, the Council ordered that the assessment and the diagram contained in said report be modified in certain particulars, as more fully set forth in the records of the Council; and

WHEREAS, the Council is fully advised in the premises;

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

Section 1. The foregoing recitals are true and correct and the Council so finds and determines.

Section 2. Protests to said proposed improvements, or to the extent of said assessment district or to said proposed assessment by the Council as modified were not made by the owners of more than one-half of the area of the land in said assessment district to be assessed for said proposed improvements.

Section 3. The Council hereby finds and determines that all of the several assessed subdivisions of land in said assessment district have been assessed in proportion to the benefits to be received by such subdivisions, respectively, from said improvements.

Section 4. The Council hereby confirms said assessment and said diagram as so modified as now on file with it; and declares that said report of said Engineer of Work and said assessment and said diagram as so modified are hereby adopted and confirmed.

Section 5. The Council hereby orders said proposed improvements described in said Resolution of Intention and in said report to be made.

Section 6. The City Clerk of the City is hereby directed to transmit the diagram of said assessment district and said assessment as confirmed to the Superintendent of Streets of the City, and said person shall record the same in his office, and shall file a complete list of unpaid

assessments with the Treasurer of the City, and said assessment shall become due and payable; and the City Clerk of the City is hereby further directed to file in the office of the Stanislaus County Recorder a copy of said assessment diagram as so recorded and to execute and record a notice of assessment in the office of the Stanislaus County Recorder, and said assessment shall become a lien upon the land on which it is levied; all pursuant to the Municipal Improvement Act of 1913.

Section 7. The Treasurer of the City is hereby designated to collect and receive the money paid pursuant to said assessment as herein confirmed. The Treasurer of the City is hereby ordered and directed to cause notice of recording said assessment to be given by

(a) Mailing postage prepaid to each person owning property in said City of Modesto, Improvement District No. 27 (Yosemite Assessment District), at his last known address as it appears on the tax rolls of the County of Stanislaus, or on file at the office of the City Clerk of the City, or to both addresses if they are not the same, or if no address appears, to General Delivery, Modesto, California, a statement containing a designation of the property assessed sufficient to enable the owner to identify it, the amount of the assessment, the date of the recordation of the assessment, the time and place of payment of the assessment and the effect of failure to pay within such time, and a

statement that bonds are to be issued under the Improvement Bond Act of 1915 to represent unpaid assessments; and

(b) Causing to be published once a week for two successive weeks in MODESTO BEE, a newspaper published and circulated in the City, a notice stating that said assessment has been recorded in the office of the Superintendent of Streets of the City and that all sums assessed therein are due and payable immediately, that the payment of said sums is to be made to the Treasurer of the City within 30 days after the date of recording the assessment (which date shall be stated in the notice), and that if any assessments are not paid within the 30-day period, bonds will be issued under the Improvement Bond Act of 1915 to represent unpaid assessments.

Section 8. This resolution shall take effect from and after its date of adoption.

PASSED AND ADOPTED this 12th day of May, 1987, by the following vote:

AYES: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: None

ABSENT: None

ATTEST:

Judy C. Hall, Acting
Norrine Coyle
City Clerk of the City of Modesto

[Seal]

APPROVED AS TO FORM

Stan T. Yamamoto, City Attorney



5400d

# EXHIBIT A

## Description of Work

The work to be performed consists of the construction of storm drain trunk lines, outfall, manholes and the reconstruction of pavement disturbed by such construction.

CITY OF MODESTO

IMPROVEMENT DISTRICT NO. 27

(YOSEMITE ASSESSMENT DISTRICT)

RESOLUTION NO. 87-362

RESOLUTION AWARDING CONTRACT FOR THE CONSTRUCTION OF PUBLIC IMPROVEMENTS FOR THE IMPROVEMENT DISTRICT NO. 27 (YOSEMITE ASSESSMENT DISTRICT)

---

WHEREAS, the City Council (the "Council") of the City of Modesto (the "City"), by Resolution of Intention No. 87-269 duly adopted on April 7, 1987, declared its intention to order the construction in the City of the public improvements more particularly described in Exhibit A, attached hereto and incorporated herein and made a part hereof, in and for an assessment district in the City designated "City of Modesto, Improvement District No. 27 (Yosemite Assessment District);" and

WHEREAS, the City Council, by Resolution No. 87-270, duly adopted on April 7, 1987, directed the City Clerk of the City to publish a notice to bidders, inviting sealed proposals or bids for the making of the said public improvements; and

WHEREAS, the City has obtained public competitive bids for the construction of said public improvements and is

ready and willing to enter into a contract for the construction with the lowest responsible bidder therefor;

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

Section 1. The foregoing recitals are true and correct and the City Council so finds and determines.

Section 2. The bid for construction of said public improvements submitted by Floyd Johnston Construction, Inc. in the amount of $468,362 constitutes the lowest bid received by the City and is hereby approved.

Section 3. The City Manager is hereby authorized and directed, for and in the name and on behalf of the City, to execute a construction contract with Floyd Johnston Construction, Inc. for said public improvements, but only following receipt of the proceeds from the sale of Bonds to be authorized by the City Council.

Section 4. This resolution shall take effect immediately.

PASSED AND ADOPTED this 12th day of May, 1987, by the following vote.

| | | |
|---|---|---|
| AYES: | Councilmembers | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers | None |
| ABSENT: | Councilmembers | None |

ATTEST:

Judy C Hall, acting

Norrine Coyle
City Clerk of the City of Modesto

[SEAL]

APPROVED AS TO FORM

Stan T. Yamamoto, City Attorney



5400d

# CITY CLERK'S CERTIFICATE

I, Judy C. Hall/ Acting City Clerk of the City of Modesto, do hereby certify as follows:

The foregoing resolution is a full, true and correct copy of a resolution duly adopted by a vote of a majority of the members of the City Council of said City at a regular meeting of the City Council of said City duly and regularly and legally held at the regular meeting place thereof on May 12, 1987, of which meeting all of such members had due notice, as follows:

| | |
|---|---|
| AYES: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | None |
| ABSENT: | None |

I have carefully compared the foregoing with the original minutes of said meeting on file and of record in my office, and the foregoing is a full, true and correct copy of the original resolution adopted at said meeting and entered in said minutes.

Said resolution has not been amended, modified or rescinded since the date of its adoption and the same is now in full force and effect.

Dated: May 12, 1987.

[SEAL]

Judy C. Hall, Acting

Acting City Clerk
of the City of Modesto

5400d

MODESTO CITY COUNCIL
RESOLUTION NO. 87-363

A RESOLUTION DENYING THE APPEAL FILED BY THE STATE DEPARTMENT OF TRANSPORTATION TO A PLANNING COMMISSION DECISION RELATING TO DRY CREEK MEADOWS VESTING TENTATIVE SUBDIVISION MAP AND GRANTING THE APPEAL FILED BY MID-VALLEY ENGINEERING, INC., RELATING TO DRY CREEK MEADOWS VESTING TENTATIVE SUBDIVISION MAP.

WHEREAS, the vesting tentative map of the Dry Creek Meadows Subdivision was filed in the office of the Secretary of the Planning Commission on February 11, 1987, in accordance with the provisions of Section 4-4.401 of the Modesto Municipal Code, and

WHEREAS, copies of said vesting tentative map have been sent to the Empire Elementary School and Modesto High School Districts, and Modesto Irrigation District, the local utility companies, the City Engineering Services and Parking and Traffic Departments, and

WHEREAS, city services, including sewer and water facilities, are available, and

WHEREAS, the area can be served by elementary schools in the Empire School District and by Fire Station #3 at the intersection of Edgebrook Drive and El Vista Avenue, 2.25 miles distant, and

WHEREAS, a public hearing was held by the Planning Commission on April 6, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, at which hearing evidence both oral and documentary was received and considered, and

WHEREAS, at said hearing, after hearing evidence, both oral and documentary, the Planning Commission, by its Resolution No. 87-51, found and determined as follows:

1. That the proposed subdivision, together with the provisions for its design and improvements, is consistent with the General Plan and applicable specific plans of the City of Modesto and the Subdivision Map Act of the State of California.

2. That the discharge of waste from the proposed subdivision into the existing sewer system will not result in a violation of existing requirements by the California Regional Water Quality Control Board pursuant to Division 7 (commencing with Section 13000) of the Water Code of the State of California.

3. That a majority of traffic leaving and entering this subdivision will feed directly into and will directly contribute to impaction of the intersections of Yosemite Boulevard and Parkway Drive, Claus Road and Parkway Drive, in particular, and the subdivider shall pay a share of the cost of providing traffic signals that are necessary to mitigate this impaction.

and

WHEREAS, the Planning Commission further found and determined that the vesting tentative map of Dry Creek Meadows Subdivision accepted for filing in the office of the Secretary of the Planning Commission on February 11, 1987, should be approved as submitted and as shown in red on the face of the map and should be approved subject to the conditions contained in Planning Commission Resolution No. 87-51, and

WHEREAS, by letter dated April 14, 1987, an appeal to the decision of the Planning Commission was filed with the Office of the City Clerk by the State Department of Transportation alleging that the approval did not adequately address traffic impacts on Yosemite Boulevard, which is a state highway, and

WHEREAS, by City Council Resolution No. 87-308, said matter was set for public hearing before the Council of the City of Modesto in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to be held on May 12, 1987, at 7:30 p.m., and

WHEREAS, by letter dated April 16, 1987, an appeal to the decision of the Planning Commission was also filed with the Office of the City Clerk by Mid-Valley Engineering, Inc., relating to certain Conditions set forth in Planning Commission Resolution No. 87-51, and

WHEREAS, by City Council Resolution No. 87-334, said matter was set for public hearing before the Council of the City of Modesto in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to be held on May 12, 1987, at 7:30 p.m., and

WHEREAS, said appeal filed by the State Department of Transportation was considered by the Council of the City of Modesto at its meeting held on May 12, 1987, at 7:30 p.m., in the Council Chambers, City Hall, 801 11th Street, Modesto, California, at which time evidence both oral and documentary was taken and introduced, and

WHEREAS, said appeal filed by Mid-Valley Engineering, Inc., was considered by the Council of the City of Modesto at its meeting held on May 12, 1987, at 7:30 p.m., in the Council Chambers, City Hall, 801 11th Street, Modesto, California, at which time evidence both oral and documentary was taken and introduced, and

WHEREAS, after hearing evidence both oral and documentary the Council found and determined that the appeal of the State Department of Transportation relating to the decision of the Planning Commission should be denied for the following reasons:

1. That sufficient traffic study had been conducted with the environmental impact report prepared for the Yosemite Neighborhood General Plan amendment.

2. That sufficient authority exists for the State Department of Transportation to address the traffic

concerns on Yosemite Boulevard through the encroachment permit process,

and

WHEREAS, after hearing evidence both oral and documentary the Council found and determined that the appeal of Mid-Valley Engineering, Inc., to the decision of the Planning Commission relating to Conditions No. 3, 8, 9, 16, and 17 of Planning Commission Resolution No. 87-51, should be granted for the following reasons:

1. That Conditions No. 3 and 17 are modified for clarification purposes.

2. That Condition No. 8 is modified stating that the subdivider shall pay one-half the cost of the traffic signal at proposed Parkway Drive and Yosemite Boulevard because a portion of the traffic at that intersection will be general city traffic without origin and destination in the project.

3. That Condition No. 9 is deleted because assessment districts for Yosemite Boulevard can be formed without it being a condition of a tentative subdivision map.

4. That Condition No. 16 is modified requiring a 22-foot width per travel lane on proposed Parkway Drive because the said width is adequate to provide safe operation of the street.

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

SECTION 1. APPEAL DENIED. The appeal of the State Department of Transportation to the decision of the Planning Commission is hereby denied.

SECTION 2. APPEAL GRANTED. The appeal of Mid-Valley Engineering, Inc. to the decision of the Planning Commission relating to Conditions No. 3, 8, 9, 16, and 17 of Planning Commission Resolution No. 87-51 is hereby granted.

SECTION 3. MODIFICATION OF CONDITIONS OF PLANNING COMMISSION RESOLUTION NO. 87-51. The conditions of Planning Commission Resolution No. 87-51 are hereby modified to read as follows:

1. That direct vehicular and pedestrian access between Claus Road and the adjacent subdivision lots shall be denied by appropriate notes on the final map, except that access to existing Claus Road from proposed block 9404 shall be permitted. Access by way of entrance and exit slip ramps may be permitted on new Claus Road to block 9404, and by an entrance slip ramp to blocks 9402 and 9406, as approved by the Directors of Parking and Traffic and Engineering Services.

2. That the intersection of Claus Road and proposed Parkway Drive shall be dedicated and improved consistent with the approved plan labeled "Claus Road Intersection with proposed Parkway Drive," as amended in red, stamped approved by the Planning Commission on April 6, 1987, pursuant to improvement plans as approved by the Director of Engineering.

3. The subdivider shall dedicate and improve street right-of-way required by the Director of Engineering Services to complete Yosemite Boulevard to 100-foot major street standards.

4. That vehicular access between Yosemite Boulevard and the adjacent subdivision lots shall be limited by appropriate notes on the final map to the use of entrance and exit slip ramps for right turns only, as approved by the Directors of Parking and Traffic and Engineering Services.

5. That Claus Road shall be widened to provide a 66-foot width west of the existing center line and right-of-way shall be dedicated to provide a 132-foot width for the realigned portion of the street within the subdivision.

6. That the subdivider shall construct a minimum of 40 feet of improvements along the Claus Road frontages as required by the Director of Engineering Services pursuant to improvement plans. In lieu of constructing said Claus Road street improvements at the time of subdivision development, the subdivider may deposit the estimated cost of the improvements

with the City to be used by the City at a future date in conjunction with a City project to improve the street to full or partial expressway standards. The amount of money to be deposited shall be determined by the Director of Engineering Services. The subdivider shall execute an agreement with the City regarding the disposition of the funds in a form approved by the City Attorney. The money deposited shall be placed in a trust account as established by the Director of Finance. Any residual balance remaining after completion of the street improvements shall be returned to the subdivider.

7. That McClure Road north of Yosemite Boulevard shall be dedicated and improved to align with McClure Road on the south side of Yosemite Boulevard as approved by the Directors of Engineering Services and Parking and Traffic.

8. That a traffic signal shall be installed at the intersection of Yosemite Boulevard and proposed Parkway Drive and a second signal at the intersection of Claus Road and proposed Parkway Drive where the subdivider shall pay one-half the cost of each traffic signal. The signals shall be installed as approved by the Director of Parking and Traffic.

9. That the proposed Ardia Avenue, Mechalys Way, and proposed Parkway Drive shall be constructed to at least 40-foot part-width street standards adjacent to the school and park sites. The developer may coordinate these improvements with the City and the Empire Union School District.

10. That all subdivision improvements shall be constructed in accordance with City of Modesto Standard Specifications and as required by the Director of Engineering Services pursuant to improvement plans.

11. That street barricades shall be constructed at the end of all deadend streets as required by the Director of Engineering Services pursuant to improvement plans.

12. That public utility easements as required by the utility companies serving the subdivision shall be dedicated by the final map.

13. That direct vehicular and pedestrian access between M.I.D. Lateral No. 2 and adjacent subdivision lots

shall be prohibited by appropriate notes on the final map. A six-foot solid masonry wall shall be constructed along the south line of the Lateral, except for the portion that abuts the future park site on block 9424.

14. That irrigation lines within the subdivision shall be removed, protected, or relocated as required by the Modesto Irrigation District and the Director of Engineering Services. Appropriate easements for irrigation lines to remain shall be dedicated as necessary.

15. That proposed Parkway Drive shall be improved to a modified collector street standard, varying from 70 to 80 feet in width, as approved by the Directors of Parking and Traffic and Engineering Services. The width of the paved section shall be 22 feet for each driving lane as approved by the Directors of Parking and Traffic and Engineering Services. The landscaping requirements shall be approved by the Director of Parks and Recreation.

16. That prior to recordation of a final map the subdivider shall do all acts necessary to establish a "Special Assessment Benefit District for Landscaping" (SABDL) in accordance with the provisions of Modesto City Council Resolution No. 86-488. Said SABDL shall be for the purpose of financing the construction and on-going maintenance of landscaping along proposed Parkway Drive and Claus Road.

17. That a final map shall not be recorded until sanitary sewer to serve the subdivision is available or imminent as determined by the Director of Engineering Services.

18. That the subdivision shall be served by a positive storm drainage system as approved by the Director of Engineering Services. A temporary drainage system may be approved by the Director of Engineering Services if a public storm drainage system is not available at the time subdivision improvements are completed. A drainage system shall be operating prior to occupancy.

19. That the subdivider shall defend, indemnify, and hold harmless the City of Modesto or its agents, officers, and employees from any claim, action, or proceeding against the City of Modesto or its agents, officers,

or employees to attack, set aside, void, or annul, an approval of the City of Modesto or its advisory agency, appeal board, or legislative body concerning a subdivision, which action if brought within the time period provided for in Section 66499.37 of the Government Code of the State of California. The City of Modesto shall promptly notify the subdivider of any claim, action, or proceedings and shall cooperate fully in the defense.

SECTION 4. OTHER PROVISIONS OF PLANNING COMMISSION RESOLUTION NO. 87-51. All other provisions of Planning Commission Resolution No. 87-51 not in conflict with this resolution shall remain in full force and effect.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of May, 1987, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, and Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-363A

A RESOLUTION DENYING THE APPEAL FILED BY THE STATE DEPARTMENT OF TRANSPORTATION TO A PLANNING COMMISSION DECISION RELATING TO DRY CREEK MEADOWS NO. 2 VESTING TENTATIVE SUBDIVISION MAP AND GRANTING THE APPEAL FILED BY MID-VALLEY ENGINEERING, INC., RELATING TO DRY CREEK MEADOWS NO. 2 VESTING TENTATIVE SUBDIVISION MAP.

WHEREAS, the vesting tentative map of the Dry Creek Meadows No. 2 Subdivision was filed in the office of the Secretary of the Planning Commission on February 11, 1987, in accordance with the provisions of Section 4-4.401 of the Modesto Municipal Code, and

WHEREAS, copies of said vesting tentative map have been sent to the Empire Elementary School and Modesto High School Districts, and Modesto Irrigation District, the local utility companies, the City Engineering Services and Parking and Traffic Departments, and

WHEREAS, city services, including sewer and water facilities, are available, and

WHEREAS, the area can be served by elementary schools in the Empire School District and by Fire Station #3 at the intersection of Edgebrook Drive and El Vista Avenue, 2.25 miles distant, and

WHEREAS, a public hearing was held by the Planning Commission on April 6, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, at which hearing evidence both oral and documentary was received and considered, and

WHEREAS, at said hearing, after hearing evidence, both oral and documentary, the Planning Commission, by its Resolution No. 87-52, found and determined as follows:

1. That the proposed subdivision, together with the provisions for its design and improvements, is consistent with the General Plan and applicable specific plans of the City of Modesto and the Subdivision Map Act of the State of California.

2. That the discharge of waste from the proposed subdivision into the existing sewer system will not result in a violation of existing requirements by the California Regional Water Quality Control Board pursuant to Division 7 (commencing with Section 13000) of the Water Code of the State of California.

3. That exceptions to Sections 4-4.302(c)(2), and 4-4.302(c)(3), of the Modesto Municipal Code to allow approximately seven blocks with lengths in excess of 1,100 feet, and blocks with back-up lots adjacent to Parkway Drive respectively should be granted for the following reasons:

   a. Because of the unique nature of the subdivision concept, design innovations are proposed which meet the functional standards of the zoning and subdivision regulations without strict adherence to the requirements of the Municipal Code.

   b. That the granting of the exception will not be materially detrimental to the public welfare or injurious to other property or improvements in the vicinity or zone in which the property is located and will not nullify the intent and purpose of the General Plan or the subdivision regulations.

4. That a majority of traffic leaving and entering this subdivision will feed directly into and will directly contribute to impaction of the intersections of Yosemite Boulevard and Parkway Drive, and Claus Road and Parkway Drive, in particular, and the subdivider shall pay a share of the cost of providing traffic signals that are necessary to mitigate this impaction.

and

WHEREAS, the Planning Commission further found and determined that the vesting tentative map of Dry Creek Meadows No. 2 Subdivision accepted for filing in the office of the Secretary of the Planning Commission on February 11, 1987, should be approved as submitted and as shown in red on the face of the map and should be approved subject to the conditions contained in Planning Commission Resolution No. 87-52, and

WHEREAS, by letter dated April 14, 1987, an appeal to the decision of the Planning Commission was filed with the Office of the City Clerk by the State Department of Transportation alleging that the approval did not adequately address traffic impacts on Yosemite Boulevard, which is a state highway, and

WHEREAS, by City Council Resolution No. 87-344, said matter was set for public hearing before the Council of the City of Modesto in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to be held on May 12, 1987, at 7:30 p.m., and

WHEREAS, by letter dated April 16, 1987, an appeal to the decision of the Planning Commission was also filed with the Office of the City Clerk by Mid-Valley Engineering, Inc., relating to certain Conditions set forth in Planning Commission Resolution No. 87-52, and

WHEREAS, by City Council Resolution No. 87-308, said matter was set for public hearing before the Council of the City of Modesto in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to be held on May 12, 1987, at 7:30 p.m., and

WHEREAS, said appeal filed by the State Department of Transportation was considered by the Council of the City of Modesto at its meeting held on May 12, 1987, at 7:30 p.m., in the Council Chambers, City Hall, 801 11th Street, Modesto, California, at which time evidence both oral and documentary was taken and introduced, and

WHEREAS, said appeal filed by Mid-Valley Engineering, Inc., was considered by the Council of the City of Modesto at its meeting held on May 12, 1987, at 7:30 p.m., in the Council Chambers, City Hall, 801 11th Street, Modesto, California, at which time evidence both oral and documentary was taken and introduced, and

WHEREAS, after hearing evidence both oral and documentary the Council found and determined that the appeal of the State Department of Transportation relating to the decision of the Planning Commission should be denied for the following reasons:

1. That sufficient traffic study had been conducted with the environmental impact report prepared for the Yosemite Neighborhood General Plan amendment.

2. That sufficient authority exists for the State Department of Transportation to address the traffic concerns on Yosemite Boulevard through the encroachment permit process,

and

WHEREAS, after hearing evidence both oral and documentary the Council found and determined that the appeal of Mid-Valley Engineering, Inc., to the decision of the Planning Commission relating to Conditions No. 3, 8, 9, 16, and 17 of Planning Commission Resolution No. 87-52, should be granted for the following reasons:

1. That Conditions No. 3 and 17 are modified for clarification purposes.

2. That Condition No. 8 is modified stating that the subdivider shall pay one-half the cost of the traffic signal at proposed Parkway Drive and Yosemite Boulevard because a portion of the traffic at that intersection will be general city traffic without origin and destination in the project.

3. That Condition No. 9 is deleted because assessment districts for Yosemite Boulevard can be formed without it being a condition of a tentative subdivision map.

4. That Condition No. 16 is modified requiring a 22-foot width per travel lane on proposed Parkway Drive because the said width is adequate to provide safe operation of the street.

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

SECTION 1. APPEAL DENIED. The appeal of the State Department of Transportation to the decision of the Planning Commission alleging that the approval did not adequately address traffic impacts on Yosemite Boulevard, which is a state highway, is hereby denied.

SECTION 2. APPEAL GRANTED. The appeal of Mid-Valley Engineering, Inc., to the decision of the Planning Commission relating to Conditions No. 3, 8, 9, 16, and 17 of Planning Commission Resolution No. 87-52 is hereby granted.

SECTION 3. MODIFICATION OF CONDITIONS OF PLANNING COMMISSION RESOLUTION NO. 87-52. The conditions of Planning Commission Resolution No. 87-52 are hereby modified to read as follows:

1. That direct vehicular and pedestrian access between proposed Parkway Drive and the adjacent subdivision lots shall be denied by appropriate notes on the final map.

2. That a solid decorative masonry wall at least seven feet in height shall be constructed adjacent to subdivision lots along Claus Road and proposed Parkway Drive subject to the clear vision requirements of Section 10-2.2314 of the Municipal Code.

3. The subdivider shall dedicate and improve street right-of-way required by the Director of Engineering Services to complete Yosemite Boulevard to 100-foot major street standards.

4. That vehicular access between Yosemite Boulevard and the adjacent subdivision lots shall be limited by appropriate notes on the final map to the use of entrance and exit slip ramps for right turns only, as approved by the Directors of Parking and Traffic and Engineering Services.

5. That Claus Road shall be widened to provide a 66-foot width west of the existing center line and right-of-way shall be dedicated to provide a 132-foot width for the realigned portion of the street within the subdivision.

6. That the subdivider shall construct a minimum of 40 feet of improvements along the Claus Road frontages as required by the Director of Engineering Services

pursuant to improvement plans. In lieu of constructing said Claus Road street improvements at the time of subdivision development, the subdivider may deposit the estimated cost of the improvements with the City to be used by the City at a future date in conjunction with a City project to improve the street to full or partial expressway standards. The amount of money to be deposited shall be determined by the Director of Engineering Services. The subdivider shall execute an agreement with the City regarding the disposition of the funds in a form approved by the City Attorney. The money deposited shall be placed in a trust account as established by the Director of Finance. Any residual balance remaining after completion of the street improvements shall be returned to the subdivider.

7. That McClure Road north of Yosemite Boulevard shall be dedicated and improved to align with McClure Road on the south side of Yosemite Boulevard as approved by the Directors of Engineering Services and Parking and Traffic.

8. That a traffic signal shall be installed at the intersection of Yosemite Boulevard and proposed Parkway Drive and a second signal at the intersection of Claus Road and proposed Parkway Drive where the subdivider shall pay one-half the cost of each traffic signal. The signals shall be installed as approved by the Director of Parking and Traffic.

9. That proposed Ardia Avenue, Mechalys Way, and proposed Parkway Drive shall be constructed to at least 40-foot part-width street standards adjacent to the school and park sites. The developer may coordinate these improvements with the City and the Empire Union School District.

10. That all subdivision improvements shall be constructed in accordance with City of Modesto Standard Specifications and as required by the Director of Engineering Services pursuant to improvement plans.

11. That street barricades shall be constructed at the end of all deadend streets as required by the Director of Engineering Services pursuant to improvement plans.

12. That public utility easements as required by the utility companies serving the subdivision shall be dedicated by the final map.

13. That direct vehicular and pedestrian access between M.I.D. Lateral No. 2 and adjacent subdivision lots shall be prohibited by appropriate notes on the final map. A six-foot solid masonry wall shall be constructed along the south line of the Lateral, except for the portion that abuts the future park site on block 9424.

14. That irrigation lines within the subdivision shall be removed, protected, or relocated as required by the Modesto Irrigation District and the Director of Engineering Services. Appropriate easements for irrigation lines to remain shall be dedicated as necessary.

15. That the proposed Parkway Drive shall be improved to a modified collector street standard, varying from 70 to 80 feet in width, as approved by the Directors of Parking and Traffic and Engineering Services. The width of the paved section shall be 22 feet for each driving lane as approved by the Directors of Parking and Traffic and Engineering Services. The landscaping requirements shall be approved by the Director of Parks and Recreation.

16. That prior to recordation of a final map the subdivider shall do all acts necessary to establish a "Special Assessment Benefit District for Landscaping" (SABDL) in accordance with the provisions of Modesto City Council Resolution No. 86-488. Said SABDL shall be for the purpose of financing the construction and on-going maintenance of landscaping along the proposed Parkway Drive and Claus Road.

17. That a final map shall not be recorded until sanitary sewer to serve the subdivision is available or imminent as determined by the Director of Engineering Services.

18. That the subdivision shall be served by a positive storm drainage system as approved by the Director of Engineering Services. A temporary drainage system may be approved by the Director of Engineering Services if a public storm drainage system is not available at the time subdivision improvements are completed. A drainage system shall be operating prior to occupancy.

19. That the subdivider shall defend, indemnify, and hold harmless the City of Modesto or its agents, officers, and employees from any claim, action, or proceeding against the City of Modesto or its agents, officers, or employees to attack, set aside, void, or annul, an approval of the City of Modesto or its advisory agency, appeal board, or legislative body concerning a subdivision, which action if brought within the time period provided for in Section 66499.37 of the Government Code of the State of California. The City of Modesto shall promptly notify the subdivider of any claim, action, or proceedings and shall cooperate fully in the defense.

SECTION 4. OTHER PROVISIONS OF PLANNING COMMISSION RESOLUTION NO. 87-52. All other provisions of Planning Commission Resolution No. 87-52 not in conflict with this resolution shall remain in full force and effect.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of May, 1987, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, and Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-364

A RESOLUTION GRANTING THE APPEAL FILED BY JOHN BOOKER ON BEHALF OF 3848 PROPERTIES TO THE DECISION OF THE BOARD OF ZONING ADJUSTMENT WHICH GRANTED AN AMENDMENT TO A HIGHWAY COMMERCIAL ZONE (C-3) CONDITIONAL USE PERMIT TO ALLOW ADDITIONAL BUILDING AREAS AND REDESIGN OF PARKING SPACES SERVING THE FOOD 4 LESS/PAY'N PAK CENTER AT 3848 MCHENRY AVENUE.

WHEREAS, an application for a conditional use permit to allow additional building areas and redesign of parking spaces serving the Food 4 Less/Pay'N Pak Center at 3848 McHenry Avenue was filed by John Booker on behalf of 3848 Properties on April 27, 1987, and

WHEREAS, Sections 10-1.202(a) and 10-2.2503 of the Modesto Municipal Code authorize the Board of Zoning Adjustment to grant conditional use permits, and

WHEREAS, a public hearing was held by the Board of Zoning Adjustment on April 23, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, at which hearing evidence, both oral and documentary, was received and considered, and

WHEREAS, after holding said public hearing, the Board of Zoning Adjustment adopted Resolution No. 1302 on April 23, 1987, which granted an amended conditional use permit to allow additional building areas and redesign of parking spaces serving the Food 4 Less/Pay'N Pak Center at 3848 McHenry Avenue, subject to certain conditions as set forth in said Board of Zoning Adjustment Resolution No. 1302, and

WHEREAS, an appeal was filed with the City Council by John Booker on behalf of 3848 Properties by letter dated April 27, 1987 to the decision of

the Board of Zoning Adjustment relating to conditions of Resolution No. 1302 which eliminated three curb cuts, and

WHEREAS, said appeal was set for hearing before the City Council of the City of Modesto in the Council Chambers, City Hall, 801 11th Street, Modesto, California, at 7:30 p.m. on May 12, 1987, at which time said hearing was held and evidence, both oral and documentary, was taken and introduced, and

WHEREAS, after said public hearing, the Council of the City of Modesto found and determined that the appeal filed by John Booker on behalf of 3848 Properties to the decision of the Board of Zoning Adjustment, which granted an amended conditional use permit to allow additional building areas and redesign of parking spaces serving the Food 4 Less/Pay'N Pak Center at 3848 McHenry Avenue, should be granted, and that the decision of the Board of Zoning Adjustment to eliminate three curb cuts should be overruled for the following reason:

> A modified driveway pattern for the development, including consolidation of some curb cuts onto McHenry Avenue, and the recommendation of specially designed 51-foot-wide Curb Approaches is proper and will facilitate traffic flow both on and off-site.

and

WHEREAS, the Council of the City of Modesto certifies it has received and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the proposed project.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the appeal of John Booker on behalf of 3848 Properties to the decision of the Board of Zoning Adjustment, which granted an amended conditional use

permit to allow additional building areas and redesign of parking spaces serving the Food 4 Less/Pay'N Pak Center at 3848 McHenry Avenue, is hereby granted, and the decision of the Board of Zoning Adjustment, as set forth on the plot plan and approved by Resolution No. 1302, is hereby overruled; and the application of John Booker be granted for the reason set forth above and subject to the following conditions:

1. The number, location, and width of all curb cuts serving this center shall be as amended in red on the plot plan, stamped approved by the City Council on May 12, 1987 by Resolution No. 364.

2. All other conditions of BZA Resolution No. 1302 not in conflict with the above shall remain in full force and effect.

BE IT FURTHER RESOLVED by the Council of the City of Modesto that the Secretary of the Board of Zoning Adjustment is directed to file with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the proposed conditional use permit.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of May, 1987, by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norraine Coyle
NORRAINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

by Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-365

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION MAP 25-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON FROM P-D(360) TO R-1 AND C-3.

WHEREAS, on May 12, 1987, the City Council introduced Ordinance No. 2505-C.S. giving approval to a project relating to an amendment to Section Map 25-3-9 of the Zoning Map of the City of Modesto to reclassify from Planned Development Zone, P-D(360), to Low Density Residential Zone, R-1, and Highway Commercial Zone, C-3, property located at the northeast corner of Yosemite Boulevard and Lincoln Avenue, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to an amendment to Section Map 25-3-9 of the Zoning Map of the City of Modesto to reclassify from Planned Development Zone, P-D(360), to Low Density Residential Zone, R-1, and Highway Commercial Zone, C-3, property located at the northeast corner of Yosemite Boulevard and Lincoln Avenue.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of May, 1987, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Judy C. Hall, acting
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

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MODESTO CITY COUNCIL
RESOLUTION NO. 87-366

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR PLANNED DEVELOPMENT ZONE, P-D(418).

WHEREAS, a verified application for an amendment to Section 10-3-9 of the Zoning Map was filed by M.C.C.S.E. Federal Credit Union on March 3, 1987, to reclassify from Professional Office Zone, P-O, to Planned Development Zone, P-D, to allow a financial institution and professional/business office, property located on the east side of Coffee Road between Haig Way and Sylvan Meadows Drive, described as follows:

> All that certain real property situate in a portion of the Northwest quarter of Section 10, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:
>
> Lot 1 of Block 12573 of Sylvan Meadows East Number 5 according to the official map thereof, filed in the office of the Recorder of Stanislaus County, California, on October 28, 1976, in Volume 26 of maps, page 40.
>
> Including also all of the southern 30.00 feet of Sylvan Meadows Drive, Northwestern 30.00 feet of Haig Way, and eastern 50.00 feet of Coffee Road and all immediately adjacent to the above described property.

and

WHEREAS, after a public hearing held on April 6, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, it was found and determined by the Planning Commission, by its Resolution No. 87-55, that rezoning of the property as requested is required by public necessity, convenience and general welfare for the following reasons:

1. P-D zoning will allow development of this property in accordance with the Council-adopted policy for the location of financial institutions outside of commercial zones.

2. Conditions of approval of the P-D zone will ensure a degree of compatibility with surrounding land uses.

and

WHEREAS, after a public hearing held on May 12, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of M.O.C.S.E. Federal Credit Union for a Planned Development Zone should be granted as consonant with public necessity, convenience and general welfare for the reasons set forth in Planning Commission Resolution No. 87-55 and quoted above, and

WHEREAS, the Council has introduced Ordinance No. 2506-C.S. on the 12th day of May, 1987, reclassifying the above-described property from Professional Office Zone, P-O, to Planned Development Zone, P-D(418).

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

SECTION 1. DEVELOPMENT PLAN. The development plan for Planned Development Zone, P-D(418), is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan and floor plans titled "M.O.C.S.E. Federal Credit Union" as amended in red, stamped approved by the Planning Commission on April 6, 1987.

2. Prior to the issuance of a building permit, a landscaping and irrigation plan shall be approved by the Director of Parks and Recreation in accordance with Section 10-2.1515 of the Modesto Municipal Code. Landscaping and the irrigation system shall be installed and maintained in accordance with the approved plan, including the adjacent planter island in Sylvan Meadows Drive.

3. Prior to issuance of a building permit, the developer shall obtain certification from the Director of Parks and Recreation that the landscaping and irrigation system generally conform to City standards and/or any previously approved plans.

4. Drainage shall be provided as required by the Director of Engineering Services.

5. All outdoor lighting shall be shielded from adjacent residential properties as required by the Director of Engineering Services.

6. Trash bins shall be kept in enclosures in accordance with the approved plan, and shall be constructed of building materials consistent with those used in the major buildings as approved by the Director of Planning and Community Development.

7. No operations conducted on the premises shall cause an unreasonable amount of noise, odor, dust, mud, smoke, vibration, or electrical interference detectable off the premises. All machinery or equipment shall be soundproofed as required by the Director of Engineering Services.

8. All signs shall comply with the sign requirements of the P-O Zone.

9. All curbcuts serving two-way driveways shall be 41 feet in width.

10. Prior to issuance of a building permit, the developer shall show on the plans submitted to Building Inspection all fire hydrants as required by the Fire Chief. All hydrants required by the Fire Chief shall be installed and operable prior to construction of any structures.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned Development Zone, P-D(418):

Phase I - Construction to begin on or before May 1, 1989, and completion to be not later than May 1, 1990.

Phase II - Construction to begin on or before May 1, 1990, and completion to be not later than May 1, 1991.

SECTION 3. CHANGES IN DEVELOPMENT PLAN. Any changes in the above-approved development plan shall be made in accordance with the provisions of Section 10-2.1709 of the Modesto Municipal Code.

SECTION 4. COMPLIANCE WITH CODE PROVISIONS, ETC. In all other respects said planned development shall be accomplished in accordance with and in strict adherence to the provisions of Article 17 of Title X of the Modesto Municipal Code relating to Planned Development Zones and other applicable City laws, rules, regulations and procedures.

SECTION 5. EFFECTIVE DATE. This resolution shall not become effective unless and until the ordinance reclassifying the above-described property to Planned Development Zone, P-D(418), becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of May, 1987, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: McGrath

ATTEST: Judy C. Hall Acting
MORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

APPROVED AS TO DESCRIPTION:

By William Bridges
Department of Planning and Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 87-367

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION MAP 10-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON FROM P-O TO P-D(418).

WHEREAS, on May 12, 1987, the City Council introduced Ordinance No. 2506-C.S. giving approval to a project relating to an amendment to Section Map 10-3-9 of the Zoning Map of the City of Modesto to reclassify from Professional Office Zone, P-O, to Planned Development Zone, P-D(418), property located on the east side of Coffee Road between Haig Way and Sylvan Meadows Drive, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to an amendment to Section Map 10-3-9 of the Zoning Map of the City of Modesto to reclassify from Professional Office Zone, P-O, to Planned Development Zone, P-D(418), property located on the east side of Coffee Road between Haig Way and Sylvan Meadows Drive.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of May, 1987, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: McGrath

ATTEST: Judy C Hall, Acting
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

031087



98CA

MODESTO CITY COUNCIL
RESOLUTION NO. 87-368

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION MAP 5-4-9 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON FROM R-2 TO R-1.

WHEREAS, on May 12, 1987, the City Council introduced Ordinance No. 2507-C.S. giving approval to a project relating to an amendment to Section Map 5-4-9 of the Zoning Map of the City of Modesto to reclassify from Medium Density Residential Zone, R-2, to Low Density Residential Zone, R-1, property located on the west side of Roselawn Avenue and north of Rouse Avenue, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to an amendment to Section Map 5-4-9 of the Zoning Map of the City of Modesto to reclassify from Medium Density Residential Zone, R-2, to Low Density Residential Zone, R-1, property located on the west side of Roselawn Avenue and north of Rouse Avenue.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of May, 1987, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Judy C. Hall, Acting
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, City Attorney

031087



98CA

MODESTO CITY COUNCIL
RESOLUTION NO. 87-369

A RESOLUTION AMENDING SECTIONS 1 AND 2 OF RESOLUTION NO. 79-22 ENTITLED "A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR PLANNED DEVELOPMENT ZONE, P-D(208). (CALVARY TEMPLE ASSEMBLY OF GOD, INC.)"

WHEREAS, the City Council, by Ordinance No. 1794-C.S., which was introduced on January 9, 1979, finally adopted on January 23, 1979, and which became effective on February 22, 1979, to rezone from Low Density Residential Zone, R-1, to Planned Development Zone, P-D, to permit expansion of an existing church and private school and related facilities, property located at the northwest corner of Briggsmore Avenue and Coffee Road, and

WHEREAS, City Council Resolution No. 79-22, which was adopted on January 9, 1979, approved a development plan for P-D(208) and contained the conditions of approval thereof, and

WHEREAS, Planned Development Zone, P-D(208), was approved by the City Council on January 9, 1979, to allow Calvary Temple Assembly of God Church to develop a massive, multi-phase expansion program onto the adjoining thirty-five acres of land located between Briggsmore Avenue and Norwegian Avenue west of Coffee Road, and

WHEREAS, a verified application for an amendment to Planned Development Zone, P-D(208) was filed by Calvary Temple Assembly of God of Modesto, Inc. on March 12, 1986, to revise the church master plan on a reduced site area, consolidating all of the church and school facilities and adding a 44-unit elderly housing complex and revising a development schedule, and

WHEREAS, after a public hearing held on April 20, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, it was

found and determined by the Planning Commission, by its Resolution No. 87-60, that an amendment to P-D(208) to revise the church master plan on a reduced site area, consolidating all of the church and school facilities and adding a 44-unit elderly housing complex and revising a development schedule as requested is required by public necessity, convenience and general welfare for the following reasons:

1. The primary church/school facilities are in place and the revised site plan nicely consolidates the remaining facilities onto the reduced site area.

2. The revised plan provides for good fencing, screening, and landscaping along with other site controls to assure compatibility with adjoining, existing, and potential developments.

3. The elderly housing addition replaces a previous larger church-related project on adjoining property.

and

WHEREAS, after a public hearing held on May 12, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of Calvary Temple Assembly of God of Modesto, Inc. to amend P-D(208) to revise the church master plan on a reduced site area, consolidating all of the church and school facilities and adding a 44-unit elderly housing complex and revising a development schedule, should be granted as consonant with public necessity, convenience and general welfare for the reasons set forth in Planning Commission Resolution No. 87-60 and quoted above,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Sections 1 and 2 of Modesto City Council Resolution No. 79-22 entitled "A Resolution Approving a Development Plan for Planned Development Zone, P-D(208)" are hereby amended to read as follows:

"SECTION 1. DEVELOPMENT PLAN. The development plan for Planned Development Zone, P-D(208), is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan titled "Master Plan for Calvary Temple" as amended in red, stamped approved by the Planning Commission on April 20, 1987.

2. The applicant shall submit revised plot plans showing all changes required by the Planning Commission prior to the City Council hearing. All development shall conform to these revised plans as amended in red, stamped approved by the Planning Commission on April 20, 1987.

3. Prior to the issuance of a building permit, a landscaping and irrigation plan shall be approved by the Director of Parks and Recreation. Screen landscaping shall be installed along the west property line. Landscaping and the irrigation system shall be installed and maintained in accordance with the approved plan.

4. Fences or walls shall be constructed prior to occupancy and shall be as follows:

   Six-foot double-sided wood, stucco, or masonry wall or fence with masonry pilasters 16-foot on center along the entire west property line.

5. All landscaping, fences, and walls shall be maintained and the premises shall be kept free of weeds, trash, and other debris.

6. The entire Norwegian Avenue frontage shall be improved to collector street standards prior to the occupancy of any structures or when requested by the Director of Engineering Services to alleviate a health, safety, or traffic problem in the area.

7. Prior to issuance of a building permit, improvement plans for required improvements shall be prepared by a registered civil engineer and approved by the Director of Engineering Services. Improvements shall be constructed in accordance with the approved plans.

8. Irrigation lines shall be removed, relocated, or protected as required by the Modesto Irrigation District and the Director of Engineering Services. Easements for irrigation lines to remain shall be dedicated.

9. Drainage shall be provided as required by the Director of Engineering Services.

10. All outdoor lighting shall be shielded from adjacent residential properties as required by the Director of Engineering Services. There shall be no lighting facilities to light the football/soccer playing field for nighttime play.

11. Trash bins shall be kept in enclosures in accordance with the approved plan, and shall be constructed of building materials consistent with those used in the major buildings as approved by the Director of Planning and Community Development.

12. Water/sewer services to the various phases and/or parcels shall be as approved by the Director of Engineering Services.

13. All signs shall comply with the sign requirements of the R-3 Zone.

14. All conditions of Planning Commission Resolution No. 80-205 not in conflict with this action shall remain in full force and effect.

15. All curbcuts serving two-way driveways shall be 41 feet in width.

16. Prior to issuance of a building permit, the developer shall show on the plans submitted to Building Inspection all fire hydrants as required by the Fire Chief. All hydrants required by the Fire Chief shall be installed and operable prior to construction of any structures.

17. The 44-unit elderly housing portion of this P-D zone shall be designed specifically for occupancy by the elderly, and to the extent permitted by law, occupancy shall be limited to persons 62 years of age and older, their spouses, and persons who are physically handicapped. Any proposed change in occupancy shall be preceded by notice to the respective school district by the applicant."

"SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned Development Zone, P-D(208):

Phase I is to be the playing field, the "Royal Ranger" building, and the bus garage/maintenance shop. Staff recommends start of construction to be on or before January 1, 1989, and completion to be by January 1, 1990.

Phase II is the two-story elderly housing complex and additional parking. Phase II should start on or before January 1, 1990, and be completed by January 1, 1992.

Phase III is a combination gymnasium, social hall, women's ministry, and youth center facility to be located between the old and new auditoriums; construction to start on or before January 1, 1994, and completion to be by January 1, 1996."

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of May, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Judy C Hall Acting
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

050687



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MODESTO CITY COUNCIL
RESOLUTION NO. 87-370

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO PLANNED DEVELOPMENT ZONE, P-D(208), PROPERTY LOCATED BETWEEN BRIGGSMORE AVENUE AND NORWEGIAN AVENUE WEST OF COFFEE ROAD.

WHEREAS, on May 12, 1987, the City Council introduced Ordinance No. 2508-C.S. giving approval to a project relating to an amendment to Planned Development Zone, P-D(208), property located between Briggsmore Avenue and Norwegian Avenue west of Coffee Road, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to an amendment to Planned Development Zone, P-D(208), property located between Briggsmore Avenue and Norwegian Avenue west of Coffee Road.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the _____ day of _____, 1987, by Councilmember _____, who moved its adoption, which motion being duly seconded by Councilmember _____, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers:

NOES: Councilmembers:

ABSENT: Councilmembers:

ATTEST: Judy C Hall, Acting
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

041487



98CA

MODESTO CITY COUNCIL
RESOLUTION NO. 87-371

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION MAP 16-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON FROM A PORTION OF P-D(208) TO R-1.

WHEREAS, on May 12, 1987, the City Council introduced Ordinance No. 2509-C.S. giving approval to a project relating to an amendment to Section Map 16-3-9 of the Zoning Map of the City of Modesto to reclassify from a portion of Planned Development Zone, P-D(208), to Low Density Residential Zone, R-1, property located between Briggsmore Avenue and Norwegian Avenue west of Coffee Road, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to an amendment to Section Map 16-3-9 of the Zoning Map of the City of Modesto to reclassify from a protion of Planned Development Zone, P-D(208), to Low Density Residential Zone, R-1, property located between Briggsmore Avenue and Norwegian Avenue west of Coffee Road.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of May, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, City Attorney

041487



98CA

MODESTO CITY COUNCIL
RESOLUTION NO. 87-372

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE CONSTRUCTION OF BOISE AVENUE WATERLINE EXTENSION

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

SECTION 1. The plans and specifications for the construction of Boise Avenue waterline extension

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on May 26, 1987, at 11:00 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of May, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-373

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING ONE BATTALION CHIEF'S/MOBILE COMMAND POST TRUCK

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

SECTION 1. The plans and specifications for furnishing one Battalion Chief's/mobile command post truck

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on June 9, 1987, at 3:00 p.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of May, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-374

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING SLUDGE REMOVAL SERVICES

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

SECTION 1. The plans and specifications for furnishing sludge removal services

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on June 2, 1987, at 3:15 p.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of May, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-375

A RESOLUTION ACCEPTING THE BID OF L.N. CURTIS FOR FURNISHING A FIRE HOSE

WHEREAS, Resolution No. 87-223, adopted by the Council of the City of Modesto on March 24, 1987, approved the plans and specifications for the purchase of a fire hose and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of a fire hose were opened at 3:00 p.m. on April 28, 1987, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of L.N. Curtis in the amount of $19,417 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of L.N. Curtis in the amount of $19,417 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of May, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-376

A RESOLUTION ACCEPTING THE BID OF OUTDOOR CREATIONS FOR FURNISHING EIGHTEEN CONCRETE PICNIC TABLES

WHEREAS, Resolution No. 87-166, adopted by the Council of the City of Modesto on March 10, 1987, approved the plans and specifications for the purchase of eighteen concrete picnic tables

and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of eighteen concrete picnic tables

were opened at 3:05 p.m. on April 21, 1987, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of Outdoor Creations in the amount of $10,642

be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Outdoor Creations in the amount of $10,642

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of May, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-377

A RESOLUTION AUTHORIZING A PUBLIC AUCTION FOR SALE OF CITY SURPLUS PROPERTY AND LOST AND STOLEN UNCLAIMED ARTICLES ACCUMULATED BY THE CITY OF MODESTO.

WHEREAS, the City of Modesto's Finance Department proposes to hold a public auction in the City-owned warehouse at 210 Chestnut Street on June 6, 1987, to sell City surplus property and lost and stolen unclaimed articles accumulated by the City of Modesto Police Department, and

WHEREAS, it is desirable to authorize said proposed auction at this time to insure that there is adequate time to inform the public of the date, time and location of said auction, and

WHEREAS, detailed lists of the items to be sold at said auction entitled "Surplus/Unclaimed Property Listing", marked Attachment A, and "Surplus/Unclaimed Property Listing", marked Attachment B, are on file in the Office of the City Clerk.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it does hereby authorize a public auction to be held by the City of Modesto on June 6, 1987, to sell the City surplus property and lost and stolen unclaimed articles accumulated by the City of Modesto Police Department and included on the "Surplus/Unclaimed Property Listing", marked Attachment A, and "Surplus/Unclaimed Property Listing", marked Attachment B, which are on file in the Office of the City Clerk.

BE IT FURTHER RESOLVED that the City Manager, or such person as he may designate, is hereby authorized to conduct said public auction.

BE IT FURTHER RESOLVED that at least five (5) days before the time fixed for the sale, the City Clerk shall cause notice thereof to be published in The Modesto Bee, the official newspaper of the City of Modesto. Said notice shall set forth the time and place of the sale and that the lists of the items to be offered for sale can be inspected 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 12th day of May, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Judy O Hall
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

051187



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MODESTO CITY COUNCIL
RESOLUTION NO. 87-378

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND MODESTO CITY SCHOOL DISTRICT FOR EXCHANGE OF LAND USE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Modesto City School District to use land on Alberta Martone Park (formerly Woodland Neighborhood Park) site in exchange for the City using school land for park purposes on another site

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of May, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-379

A RESOLUTION SUPPORTING THE "SOBER GRADUATION" CAMPAIGN.

WHEREAS, the California Highway Patrol has initiated a "Sober Graduation" public awareness campaign aimed at youth in high schools, and

WHEREAS, the purpose of the campaign is to end teenage drunk driving, especially at graduation time, and

WHEREAS, the slogan of the campaign is "Sober Graduation--Make It To Your Future," and

WHEREAS, the campaign lasts from June 1-18, 1987, and

WHEREAS, all six high schools in Modesto are participating in the campaign, and some schools are holding activities for graduates in conjunction with the campaign, and

WHEREAS, the City of Modesto Youth Commission has recommended that the City Council endorse the "Sober Graduation" campaign.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby endorses the "Sober Graduation" campaign and supports the efforts of the California Highway Patrol, the six high schools in Modesto and the City of Modesto Youth Commission in their efforts to make graduation in June 1987 a time when the campaign slogan "Sober Graduation--Make It Your Future" will have true meaning for all high school graduates.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of May, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Judy C. Hall, Acting
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-380

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND** A & M INDUSTRIES, INC. FOR WATER SERVICE TO PROPERTY OUTSIDE CITY LIMITS AT 1518 LONE PALM AVENUE

**BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and** A & M Industries, Inc. for water service to property outside City limits at 1518 Lone Palm Avenue, located on the west side of Lone Palm between North 9th Street and Woodland Avenue

**be, and it is hereby approved.**

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

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 12th **day of** May, **19**87, **by Councilmember** Lang, **who moved its adoption, which motion being duly seconded by Councilmember** Patterson, **was upon roll call carried and the resolution adopted by the following vote:**

**AYES: Councilmembers:** Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

**NOES: Councilmembers:** None

**ABSENT: Councilmembers:** None

**ATTEST:** Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-381

A RESOLUTION APPROVING THE LOCAL AGENCY FORMATION COMMISSION "CITY ANNEXATION QUESTIONNAIRE" FOR KANSAS AVENUE NO. 7 REORGANIZATION

BE IT RESOLVED by the Council of the City of Modesto that the attached Local Agency Formation Commission "City Annexation Questionnaire" for Kansas Avenue No. 7 Reorganization Annexation is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of May, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

1. Name of City Modesto

2. Name of Proposed Reorganization Kansas Avenue No. 7

3. Can the City provide complete City Services to the reorganization area if the proposal is approved?

Yes.

4. If the proposal is approved, are there any conditions the City would like LAFCO to impose?

No.

5. Other comments the City would like to make.

Two of the parcels in the proposal are under Williamson Act contracts, the Adams and Stephenson properties. These contracts were protested by the City. The protests were upheld by LAFCO. The contracts can be terminated upon annexation.

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PL7/177wpc4

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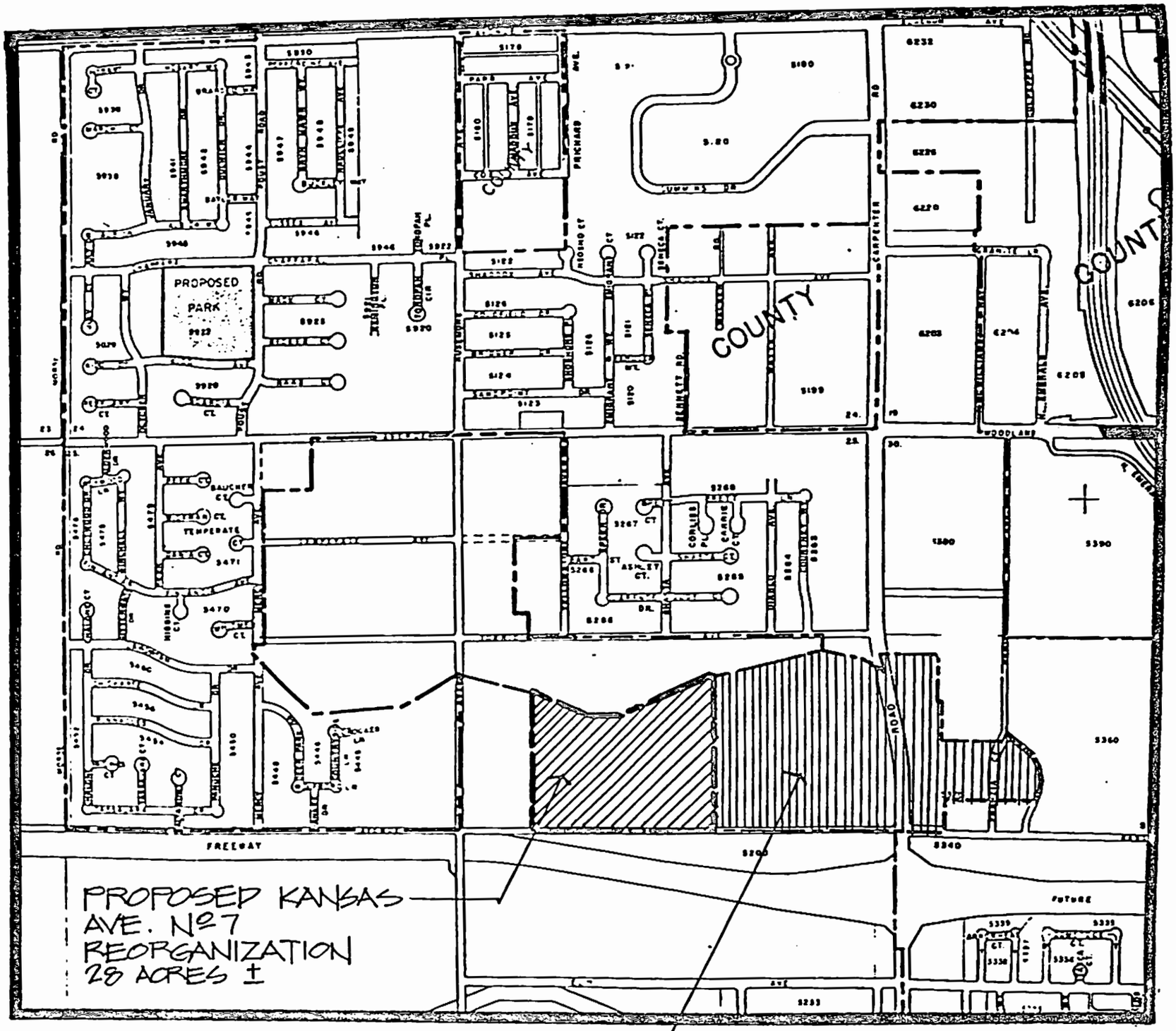
# PROPOSED KANSAS AVE Nº7 REORGANIZATION TO THE CITY OF MODESTO




NORTH

MODESTO CITY COUNCIL
RESOLUTION NO. 87-382

A RESOLUTION APPROVING THE FINAL MAP OF THE HONEY CREEK VILLAS SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, Bennett & Compton, Inc., a California corporation is possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 3.827 acres, known as the Honey Creek Villas Subdivision, and

WHEREAS, a tentative map of said tract was approved by the Planning Commission of the City of Modesto on the 3rd day of November, 1986, and

WHEREAS, the Secretary of the Planning Commission of the City of Modesto has certified that the final map of said tract substantially conforms to the approved tentative map, and

WHEREAS, the City Engineer of the City of Modesto has certified that the final map of said Honey Creek Villas Subdivision meets all of the provisions of the California Subdivision Map Act and the provisions of the Modesto Municipal Code relating to subdivisions, and that the map is technically correct,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said final map be approved; that the streets, alleys and easements as shown thereon within the boundaries of said tract be accepted on behalf of the public for public use; and that the City Clerk be authorized to certify the map of said tract on behalf of the City of Modesto after the fees and deposits required by the Modesto Municipal Code in amounts determined by the City Engineer have been paid, and subdividers have furnished securities, as set forth in Section 4-4.605 of the Modesto Municipal Code, which shall secure the

obligations set forth in Section 66499.3 of the Government Code of the State of California. Said securities shall be in forms acceptable to the City Attorney and in the amounts required by the Agreement hereinafter referred to.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of May, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Judy O'Hall, Acting
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

by Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

2807CA

MODESTO CITY COUNCIL
RESOLUTION NO. 87-383

A RESOLUTION ACCEPTING WITH REGRET THE RESIGNATION OF BILL SWEELEY FROM THE BOARD OF BUILDING APPEALS, EFFECTIVE MAY 12, 1987

WHEREAS, Bill Sweeley was appointed a member of the Board of Building Appeals on March 13, 1984; and

WHEREAS, Bill Sweeley has tendered his resignation from the Board of Building Appeals effective May 12, 1987; and

WHEREAS, Bill Sweeley has been a devoted and sincere public servant and has contributed greatly to our civic progress.

NOW, THEREFORE, BE IT RESOLVED that the resignation of Bill Sweeley from the Board of Building Appeals be, and hereby is accepted with regret.

BE IT FURTHER RESOLVED that the Council of the City of Modesto, on its own behalf, and on behalf of the citizens of this City, hereby expresses its sincere appreciation to Bill Sweeley for his outstanding service to the community.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of May, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Judy C. Hall

JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-384

**A RESOLUTION SETTING TIME AND PLACE FOR HEARING** ON APPEAL OF ROSS G. STEPHENSON ASSOCIATES, INC. TO A PLANNING COMMISSION DECISION REGARDING ORANGEBURG PARK TENTATIVE SUBDIVISION MAP

**BE IT HEREBY RESOLVED by the Council of the City of Modesto that** May 26, 1987 **, at** 7:30 **P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of** an appeal of Ross G. Stephenson Associates, Inc. to a Planning Commission decision regarding Orangeburg Park Tentative Subdivision Map.

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 12th **day of** May **, 19**87**, by Councilmember** Lang **, who moved its adoption, which motion being duly seconded by Councilmember** Patterson **, was upon roll call carried and the resolution adopted by the following vote:**

**AYES: Councilmembers:** Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

**NOES: Councilmembers:** None

**ABSENT: Councilmembers:** None

**ATTEST:** Judy C. Haly
JUDY C. HALY, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-385

A RESOLUTION DENYING THE APPEAL OF WILLIAM A. MARTIN, ON BEHALF OF MARY LEWIS AND CLAUDIA SHAW, TO A DECISION OF THE MODESTO POLICE DEPARTMENT DENIAL OF AN APPLICATION FOR A FORTUNE TELLING ESTABLISHMENT PERMIT.

WHEREAS, an application for a Fortune Telling Establishment Permit under the business name "The Psychics" to be located at 2125 Wylie Drive was filed with the Modesto Police Department, and

WHEREAS, as part of the application process, the Fire Inspection Division of the Modesto Fire Department and the Planning and Community Development Department were notified to determine if the proposed establishment complied with all laws and ordinances administered by the respective departments, and

WHEREAS, the Planning and Community Development Department advised the Modesto Police Department that the location of 2125 Wylie Drive, Modesto, California, did not meet the zoning requirements for Fortune Telling Establishments, and

WHEREAS, upon reviewing the response from the Planning and Community Development Department the application as requested for a Fortune Telling Establishment Permit was denied by the decision of the Modesto Police Department for the following reason:

> The proposed business address at 2125 Wylie is zoned Planned Development Zone, P-D(137). The portion of the planned development zone in which applicants wish to operate is limited to Professional Office Zone uses. The zoning ordinance allows fortune telling uses only in General Commercial Zone (C-2) or higher zones. Therefore, the location of 2125 Wylie Drive does not meet the zoning requirements for fortune telling establishments,

and

WHEREAS, individual applications for Fortune Teller Permits were also filed by Mary Lewis and Claudia Nan Shaw to be fortune tellers at "The Psychics" to be located at 2125 Wylie Drive, and

WHEREAS, the individual applications for Fortune Teller Permits were suspended by the Modesto Police Department pending a reasonable period of time for Mary Lewis and Claudia Nan Shaw to associate themselves with a licensed fortune telling establishment, and

WHEREAS, by letter dated April 8, 1987, an appeal was filed with the City Clerk by William A. Martin, on behalf of Mary Lewis and Claudia Shaw, to the decision of the Police Department denial of an application for a Fortune Telling Establishment Permit, and

WHEREAS, by Council Resolution No. 87-309 said appeal was set for public hearing before the Council of the City of Modesto at its regular meeting place located in the Council Chambers in the City Hall, 801 11th Street, Modesto, California, at 4:00 p.m., on May 5, 1987, at which hearing by motion of the Council said appeal was then continued to May 19, 1987, at 4:00 p.m.,and

WHEREAS, after hearing evidence both oral and documentary, the Council found and determined that said appeal to the denial of the requested application for a Fortune Telling Establishment Permit should be denied and the decision of the Modesto Police Department should be affirmed for the reason set forth above,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the appeal of William A. Martin, on behalf of Mary Lewis and Claudia Shaw, to the decision of the Modesto Police Department denial of a Fortune Telling Establishment Permit is hereby denied and the decision of the Modesto Police Department is affirmed for the reason set forth above.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of May, 1987, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-386

A RESOLUTION ADOPTING THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM, TWELFTH YEAR APPLICATION, JULY 1, 1987 TO JUNE 30, 1988, AND AUTHORIZING THE CITY MANAGER TO FILE THE APPLICATION, INCLUDING ALL UNDERSTANDINGS AND ASSURANCES CONTAINED THEREIN, WITH THE U. S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT AND DESIGNATING THE CITY MANAGER TO ACT IN CONNECTION WITH THE APPLICATION AND TO PROVIDE SUCH ADDITIONAL INFORMATION AS MAY BE REQUIRED; AND ADOPTING THE FINAL STATEMENT OF COMMUNITY DEVELOPMENT OBJECTIVES AND BUDGET FOR PROGRAM YEAR 1987-88.

WHEREAS, on April 12, 1976, by Resolution No. 76-538 the City Council of the City of Modesto established a Housing Maintenance Program to work under the guidance and control of the Citizens Housing and Community Development Committee on community development activities, and to make appropriate recommendations to the City Council, and

WHEREAS, the City of Modesto has been advised by the Department of Housing and Urban Development that the City's Community Development Block Grant allocation for the Fiscal Year 1987-88 will be $1,094,000, and

WHEREAS, the City has also received Fiscal Year 84, Fiscal Year 85, and Fiscal Year 86 Rental Rehabilitation funding in the amount of $204,000 with administrative expenses covered by the block grant resources, and

WHEREAS, the Housing Program Office of the City of Modesto has followed the Department of Housing and Urban Development regulations for the Citizen Participation Plan as part of the pre-submission process, and

WHEREAS, the Housing Program Office of the City of Modesto has disseminated information to the Modesto community regarding the Proposed 1987-88 Community Development Objectives and Budget, and

WHEREAS, notice of public meetings to be held on February 4, April 8, and May 1, 1987, were published in The Modesto Bee, the official newspaper of the City of Modesto, to notify citizens interested in the Community Development Block Grant Application and the Statement of Community Development Objectives and Budget for Program Year 1987-88, and

WHEREAS, a public meeting was also held on May 1, 1987, and

WHEREAS, citizen comments were received and shared with members of the citizen advisory committees on April 8, and May 1, 1987, and

WHEREAS, after citizen input, citizen advisory committee review, and staff analyses, a revised statement was prepared, and

WHEREAS, the Citizens Housing and Community Development Committee reviewed the Final Statement of Objectives and Budget on May 1, 1987 and recommended to the Council their approval, and

WHEREAS, the City of Modesto has provided citizens with information concerning the amount of funds available for proposed community development and housing activities, the range of activities that may be undertaken and other related information, and

WHEREAS, the City of Modesto has provided citizens an adequate opportunity to participate in the development of the application and in the development of any revisions, changes, or amendments, and

WHEREAS, at its meeting on May 19, 1987, the Council considered the 1987-88 Community Development Block Grant Twelfth Year Application, the Final Statement of Community Development Objectives and the Budget for the Program Year 1987-88.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said Council does hereby approve the 1987-88 Community Development Block Grant Program Application, for the twelfth fiscal year, from July 1, 1987 to June 30, 1988.

BE IT FURTHER RESOLVED that the City Council does hereby authorize the City Manager to file said application, including all understandings and assurances contained therein, with the U. S. Department of Housing and Urban Development and designates the City Manager to act in connection with said application and to provide such additional information as may be required.

BE IT FURTHER RESOLVED that the Council does hereby approve the Final Statement of Community Development Objectives and Budget for Program Year 1987-88.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of May, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Patterson, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Muratore, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

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MODESTO CITY COUNCIL
RESOLUTION NO. 87-387

A RESOLUTION ACCEPTING THE BID OF BOWERS CONSTRUCTION FOR CONSTRUCTION OF WATERLINE EXTENSION ON ROSEMORE, SHADDOX AND LONE PALM

WHEREAS, Resolution No. 87-321, adopted by the Council of the City of Modesto on April 28, 1987, approved the plans and specifications for the construction of waterline extension on Rosemore, Shaddox and Lone Palm and authorized the calling for bids; and

WHEREAS, the bids received for the construction of waterline extension on Rosemore, Shaddox and Lone Palm were opened at 11:00 a.m. on May 12, 1987, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of Bowers Construction in the amount of $27,683.75 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Bowers Construction in the amount of $27,683.75 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of May, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Mayor Mensinger |

ATTEST: Norrine Coyle

NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-388

A RESOLUTION ACCEPTING THE CONSTRUCTION OF THE FIXED FILM REACTOR FACILITIES AND OXIDATION POND INFLUENT HEADER SYSTEM PORTION OF HOMER J. OLSEN, INC.'S CONTRACT FOR THE CONSTRUCTION OF THE WASTEWATER TREATMENT AND DISPOSAL FACILITIES, UNIT NO. 2 AND 3, AS COMPLETE, AND ESTABLISHING MAY 19, 1987, AS THE DATE OF COMMENCEMENT OF THE 1-YEAR MECHANICAL WARRANTY PERIOD

WHEREAS, a report has been filed by the Director of Utility Services that the construction of the fixed film reactor facilities and oxidation pond influent header system portion of the Wastewater Treatment and Disposal Facilities, Unit No. 2 and 3 Project has been completed by Homer J. Olsen, Inc. in accordance with the contract agreement dated March 19, 1985.

NOW, THEREFORE, BE IT RESOLVED that the construction of the fixed film reactor facilities and oxidation pond influent header system portion of the Wastewater Treatment and Disposal Facilities, Unit No. 2 and 3 Project be accepted from said contractor, Homer J. Olsen, Inc.; that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $9,614,439.69 be authorized, as provided in the contract.

BE IT FURTHER RESOLVED that May 19, 1987, is hereby established as the date of commencement of the mechanical warranty on the fixed film reactor facilities and oxidation pond influent header system portion of the Wastewater Treatment and Disposal Facilities Unit No. 2 and 3 Project.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of May, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Mayor Mensinger |

ATTEST: Lorraine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-389

A RESOLUTION URGING RETENTION OF THE CURRENT COUNTY GENERAL PLAN POLICY ON URBAN DEVELOPMENT WITHIN CITIES' SPHERES OF INFLUENCE.

WHEREAS, the current County General Plan directs urban development toward unincorporated communities with public sewer and water service or cities, particularly regarding proposed urban development within a given city's urban sphere of influence, and

WHEREAS, the current County General plan adopted by the Board of Supervisors on August 5, 1975, has provided cooperative land use policy for both the County and the cities since that time, and

WHEREAS, the proposed County General Plan encourages County-approved commercial and industrial development within the nine cities' sphere of influence, and represents a major shift from land use cooperation to land use competition and conflict, and

WHEREAS, the City of Modesto's concerns are noted in the attached, Exhibit "A", "City of Modesto Concerns, Proposed County General Plan Position on the City's Sphere of Influence and Urban Reserve," and

WHEREAS, the City has considered the proposed County General Plan and/or communicated its concerns to County as evidenced by:

1. Oral testimony by the Director of Planning and Community Development at a meeting for the input of planning staffs throughout the County with the four-person County General Plan revision committee on October 14, 1986.

2. Director of Planning and Community Development letter to Victor Holanda dated October 27, 1986 (eight pages plus map), and accompanying memo from Director of Engineering Services dated October 17, 1986 (two pages).

3. Director of Planning and Community Development letter to Pam Carter, Associate Planner, Stanislaus County Department of Planning and Community Development, dated February 18, 1987, (two pages).

4. Director of Planning and Community Development testimony at a February 26, 1987, County Planning Commission meeting whereat public input was solicited.

5. Modesto Planning Commission consideration of the County General Plan on March 16, 1987.

6. Special joint meeting of the Modesto City Council and Modesto Planning Commission to review the proposed County General Plan on March 30, 1987.

7. City staff attendance at the April 2, 1987, County Planning Commission workshop whereat no public testimony was permitted.

8. Modesto Planning Commission consideration of the Draft EIR on the County General Plan on April 6, 1987.

9. City Council consideration of findings from the City Planning Commission on the Draft EIR of the County General Plan and on April 7, 1987 approving transmittal of comments to the County dealing with the General Plan and EIR.

10. Director of Planning and Community Development letter to Victor Holanda dated April 10, 1987, dealing with the General Plan and EIR, (two pages plus fifteen pages of attachments); and

WHEREAS, in response, the City received a letter from Victor Holanda dated January 7, 1987 (two pages), stating "The area within the Sphere of Influence of a City is still unincorporated and the responsibility of the County to determine the best possible use for that land. Refusing to consider development of the area because it is within a city's ultimate growth area would be an avoidance of responsibility," and

WHEREAS, Modesto and other cities in Stanislaus County were concerned with the apparent unwillingness of the County to alter its position as set forth in the proposed County General Plan, and met on April 29, 1987 and May 5, 1987, and determined it prudent to make a final united appeal prior to the first public hearing on the County General Plan by the County Planning Commission on May 21, 1987.

NOW, THEREFORE, BE IT RESOLVED that the City Council urges the County of Stanislaus to retain its current General Plan policy on urban development within Cities' Sphere of Influence; that except for agricultural development, all other development within a given City's Sphere of Influence occur only upon annexation to that City.

BE IT FURTHER RESOLVED that the City Council is willing to:

1. Work with the County on development of a Countywide economic development policy.

2. Continue support of bills at state level that fund state mandates of programs carried out by counties and other units of local government.

3. Pursue, per a proposal from the City of Turlock, the formation of a joint powers agreement to collect fees for the County on City development should the County desire to set fees for jails, libraries, and other infrastructure.

BE IT FURTHER RESOLVED that the City Council urges that the County defer final consideration of a General Plan policy change for the urban transition/sphere of influence issue for 90-120 days to allow time for City-County negotiations along the lines of the Turlock proposal to materialize.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of May, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Patterson, Muratore, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Morrine Coyle
MORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

Exhibit A

City of Modesto Concerns
Proposed County General Plan Position on the City's Sphere of Influence and Urban Reserve.

Concern 1 - Our urban reserve needs protection from urbanization. The County is asking for specific urban land use designations on land that should remain in agricultural use for 10-30 years.

Elaboration - Our urban reserve consists of about 8,540 acres or about 13.3 square miles. Our trunk sewer system is sized and graded to serve this area. Our growth policy calls for advisory votes by neighborhood increment prior to service to most of this area. Eighteen new neighborhoods comprise the area. Urban development under City policy won't occur for 10-30 years on the majority of this urban reserve. Yet the County wants a plan of urban development now and totally discounts the need for staged urbanization with retention of lands in the interim in productive agricultural use.

Concern 2 - The County's urbanization plans in the City's urban reserve are totally contrary to the City electorate's goal for managed urban growth.

Elaboration - The City electorate who are also County electorate have made clear through Measure A and advisory votes on sewer trunk extensions that it wants a say in the timing and direction of urbanization. The City features an annual urban growth review and EIR prior to the advisory vote regarding the urbanization of any new neighborhood. The City also has commitments to EPA in exchange for grants for the Water Quality Control Plant. The County plans to approve commercial and industrial requests in the City's urban reserve unless contrary to the City's urban designations even though sanitary sewer will not be available until 10-30 years.

Concern 3 - County standards for urban development do not match those of the City. There are significant differences.

Elaboration - City staff appreciates that in regard to plot plan recommendations, including signs, County Planning recommends and the County Commission and Board generally support the recommendations, but there are significant differences even so:

1. In the City, all structures over 5,000 square feet are required to have sprinklers. While apartment projects typically cordon off areas of about 5,000 square feet with two-hour fire walls to avoid the requirement, nonresidential uses do have the sprinklers. This aids fire suppression. The County has no such requirement.

2. In the City, all new neighborhoods are required to be served by positive storm drainage - City settlement basins and pumps for discharge into the MID laterals. In the County, development will be scattered and not lend itself to a comprehensive storm drainage solution. Dry wells are used. Nonresidential uses in particular have high water runoff.

3. In the City, all new development is on public sanitary sewer and water. In the County, development is on private wells (unless the City extends water services as has been done on Dale, Tully, and McHenry) and septic tanks. The Director of Engineering Services cites the documentation in the Montgomery Engineering study regarding septic tank contamination of our ground water with nitrates. There is a clear basis for minimizing the use of septic tanks. The Director of Utility Services notes that industrial development in the County in our urban reserve would not have the type of controls enforced for sewage pretreatment facilities that EPA requires within the City when discharging to the Wastewater Treatment Plant.

4. Currently, the County requires annexation as a condition to P-D and ZUP approval. Now they propose negotiation because they don't want to lose tax base. This adds to the resistance of property owners who don't want the cost of retrofitting to City standards. What urban pattern will result?

5. The developer fees of the City and County do not match. While the County has taken the lead on subdivision fees for off-site improvements, the City has taken the lead twice on school site and facility fees. There are bound to be differences. But with the City's Infrastructure Study Committee about to conclude with some significant recommendations, the urban development alternative in the City's urban reserve, in the County, without comparable fees, will be irresistible. Cheaper land prices have already fueled a movement of churches to the urban reserve.

Concern 4 - In light of the above, the County's economic development and tax revenue strategies don't appear to be well thought out.

Elaboration - From the outset, we have urged the County to identify the best locations for economic development in the County. We are convinced some are in unincorporated communities like Salida with full urban services. The conflict of County with the cities can be avoided. There has been no such study. We urged the environmental consultant who prepared the EIR to produce such a study since "alternatives to the project" must be considered. The draft EIR lacked such a study.

MODESTO CITY COUNCIL
RESOLUTION NO. 87-390

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND** STANISLAUS COUNTY DEPARTMENT OF MENTAL HEALTH TO PROVIDE MENTAL HEALTH SERVICES FOR SWORN POLICE OFFICERS

**BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and** Stanislaus County Department of Mental Health to provide mental health services for sworn police officers

**be, and it is hereby approved.**

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

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 19th **day of** May, **19**87, **by Councilmember** Lang, **who moved its adoption, which motion being duly seconded by Councilmember** Whiteside, **was upon roll call carried and the resolution adopted by the following vote:**

| | | |
|---|---|---|
| **AYES:** | **Councilmembers:** | Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton |
| **NOES:** | **Councilmembers:** | None |
| **ABSENT:** | **Councilmembers:** | Mayor Mensinger |

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-391

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND ROBERT D. MANGUM FOR INSPECTION SERVICES

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Robert D. Mangum for inspection services

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of May, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-392

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND OPERATING ENGINEERS #3 REGARDING STARTING DATE FOR HEALTH INSURANCE COVERAGE FOR NEW CITY EMPLOYEES

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Operating Engineers #3 regarding starting date for health insurance coverage for new City employees

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of May, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-393

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND MODESTO HIGH SCHOOL DISTRICT FOR THE LEASE OF PORTIONS OF THE FORMER DOIDGE AND BOMBERGER PROPERTIES, DRY CREEK PARK

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Modesto High School District for the lease of portions of the former Doidge and Bomberger properties, Dry Creek Park

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of May, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-394

A RESOLUTION AUTHORIZING THE CITY MANAGER TO SIGN A PREAPPLICATION FOR A FEDERAL GRANT FOR MODESTO CITY-COUNTY AIRPORT FOR THREE PROJECTS INVOLVING THE CONSTRUCTION OF THE AIRCRAFT FLY-IN PARKING APRON WITH LIGHTING, CONSTRUCTION OF TAXIWAY "E", AND THE INSTALLATION OF DISTANCE MARKERS ON RUNWAY 28R/10L

BE IT RESOLVED by the Council of the City of Modesto that the submission of a preapplication to the Federal Aviation Administration (FAA) for a grant for three projects at the City-County Airport involving the construction of the aircraft fly-in parking apron with lighting, construction of taxiway "E", and the installation of distance markers on runway 28R/10L, and in the amount of $197,100 be, and hereby is approved.

BE IT FURTHER RESOLVED that the execution of the preapplication by the City's designated official, Garth Lipsky, City Manager, be and it is hereby authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of May, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Mayor Mensinger |

ATTEST: Norrine Coyle

NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-395

A RESOLUTION RESTATING TERMS OF OFFICE AND PROCEDURES FOR THE CITIZENS HOUSING AND COMMUNITY DEVELOPMENT COMMITTEE AND SUBCOMMITTEES, AND ESTABLISHING AN ECONOMIC DEVELOPMENT LOAN POOL SUBCOMMITTEE, AND SUPERSEDING RESOLUTION NOS. 75-866, 77-590, 77-1096, 77-1122, 77-1271, 78-210, 80-433, 85-5, AND 87-285.

WHEREAS, the City Council desires to establish a citizens committee and subcommittees thereof to advise the Council on the City's Housing and Community Development (HCDA) Program, and

WHEREAS, terms of office and other procedures for said committee and subcommittees thereof need to be specified.

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

A. Committee and Subcommittee Titles and Roles.

The Committee and Subcommittee titles and roles hereinafter stated are hereby established.

1. Title: Citizens Housing and Community Development Committee

Role: To provide overall review and make recommendations to the City Council regarding the city's HCDA program and its projects; to review the annual HCDA application, including the Housing Assistance Plan; to monitor and evaluate the entire program and subcommittee effectiveness; to involve citizens in the program; and to formulate and transmit recommendations regarding policy matters to the City Council.

2. Title: Housing Maintenance and Counseling Subcommittee

Role: To develop the Housing Maintenance Program, especially the procedural manual including administrative procedures and

policies; to develop a relocation program including provisions for emergency housing; to develop a counseling program; to monitor and evaluate these housing maintenance and counseling efforts; to involve citizens in the program; and to formulate and transmit recommendations regarding policy matters to the Citizens Housing and Community Development Committee.

3. Title: Rehabilitation Loan Pool Subcommittee

Role: To develop a rehabilitation loan pool, especially the procedural manual including administrative procedures and policies for loan funds, eligibility, and extent of governmental and private sector commitment of funds; to monitor and evaluate these rehabilitation loan pool efforts; to involve citizens in the program; to consider and approve requests for loans through the City Housing Rehabilitation programs; and to formulate and transmit recommendations regarding policy matters to the Citizens Housing and Community Development Committee.

4. Title: Economic Development Loan Pool Subcommittee

Role: To develop an economic development loan pool, especially the procedural manual including administrative procedures and policies for loan funds, eligibility, and extent of governmental and private sector commitment of funds; to monitor and evaluate these economic development loan pool efforts; to involve citizens in the program; to consider and approve requests for loans through the City Economic Development Revolving Loan Fund; and to formulate and transmit recommendations regarding policy matters to the Citizens Housing and Community Development Committee.

B. Committee and Subcommittee Membership Composition and Terms

The Committee and Subcommittee membership composition and terms of office shall be as follows:

1. Terms of Office

   a. There shall be a two term maximum for any person.

   b. Full terms shall be four years.

   c. A partial term of two or more years shall be considered a full term.

2. Membership Composition

   a. Citizens Housing and Community Development Committee

      Seat No. 1 - City Council Member
      Seat No. 2 - Citizen at Large
      Seat No. 3 - Board of Supervisors Member
      Seat No. 4 - Planning Commissioner
      Seat No. 5 - Human Rights Commissioner or Citizen at Large
      Seat No. 6 - Citizen at Large
      Seat No. 7 - Citizen at Large
      Seat No. 8 - Chairperson, Housing Maintenance and Counseling Subcommittee
      Seat No. 9 - Chairperson, Rehabilitation Loan Pool Subcommittee
      Seat No. 10- Chairperson, Neighborhood Advisory Committee #3

   b. Housing Maintenance and Counseling Subcommittee

      Seat No. 1 - City Council Member
      Seat No. 2 - Planning Commissioner
      Seat No. 3 - Human Rights Commissioner or Citizen at Large
      Seat No. 4 - Provider of Shelter
      Seat No. 5 - Provider of Services
      Seat No. 6 - Provider of Services or Program User
      Seat No. 7 - Provider of Services or Program User

   c. Rehabilitation Loan Pool Subcommittee

      Seat No. 1 - City Council Member
      Seat No. 2 - Human Rights Commissioner or Citizen at Large
      Seat No. 3 - Financial Institution or Provider of Services
      Seat No. 4 - Provider of Shelter or Program User
      Seat No. 5 - Representative of Financial Institutions
      Seat No. 6 - Provider of Shelter or Services
      Seat No. 7 - Provider of Services or Program User

d. Economic Development Loan Pool Subcommittee

Seat No. 1 - Council Member
Seat No. 2 - Commercial Financial Institution
Seat No. 3 - Commercial Financial Institution
Seat No. 4 - Business Institution
Seat No. 5 - Business Institution
Seat No. 6 - Low Income/Minority Citizen
Seat No. 7 - Low Income/Minority Citizen

C. Chairperson and Vice Chairpersons

1. Chairpersons for the Citizens Housing and Community Development Committee, the Housing Maintenance and Counseling Subcommittee, the Rehabilitation Loan Pool Subcommittee, and the Economic Development Loan Pool Subcommittee shall be appointed by the City Council.

2. Vice Chairperson for the Citizens Housing and Community Development Committee, the Housing Maintenance and Counseling Subcommittee, the Rehabilitation Loan Pool Subcommittee, and the Economic Development Loan Pool Subcommittee shall be elected by the respective committees.

3. Full terms of office of Chairpersons and Vice Chairpersons of the committees shall be four years commencing on July 1 of a given year and ending on June 30 four years later. Incumbents may serve more than one term.

D. Quorum and Voting

1. A quorum shall be five persons for the Citizens Housing and Community Development Committee and four persons each for the Housing Maintenance and Counseling Subcommittee, the Rehabilitation Loan Pool Subcommittee and the Economic Development Loan Pool Subcommittee.

2. To take formal action, six affirmative votes shall be necessary for the Citizens Housing and Community Development Committee. To take formal action, a vote of a majority of those present, as long as at least

a quorum is present, shall be necessary for the Housing Maintenance and Counseling Subcommittee, the Rehabilitation Loan Pool Subcommittee, and the Economic Development Loan Pool Subcommittee.

E. Staff

The Department of Planning and Community Development shall provide staff support for the Citizens Housing and Community Development Committee and its subcommittees and coordinate assistance from other city departments.

BE IT FURTHER RESOLVED that Modesto City Council Resolution Nos. 75-866, 77-590, 77-1096, 77-1122, 77-1271, 78-210, 80-433, 85-5, and 87-285 are hereby superseded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of May, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, and Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-396

A RESOLUTION AUTHORIZING AN AMENDMENT OF THE FISCAL YEAR 1986-87 RENTAL REHABILITATION PROGRAM AND THE APPLICATION FOR FISCAL YEAR 1987-88 BY CHANGING THE MATCHING PROGRAM SHARE FROM A FORGIVABLE DEFERRED PAYMENT LOAN TO A STIPULATED GRANT.

WHEREAS, the U.S. Department of Housing and Urban Development has established the Rental Rehabilitation Program to help support the rehabilitation of privately owned real property to be used for primarily residential rental purposes, and

WHEREAS, the Rental Rehabilitation Program is designed to increase the supply of standard housing units affordable to lower income families, and

WHEREAS, the Rental Rehabilitation Program does not allow a Grantee to use Program funds for administrative purposes, and

WHEREAS, the U.S. Department of Housing and Urban Development recommends that the Grantee structure the Rental Rehabilitation Program to maximize leveraging of private funds through the use of grants or forgivable deferred payment loans, and

WHEREAS, by Council Resolution No. 86-972 the Council authorized the City Manager to sign an application for Rental Rehabiliation Grant Funds for Fiscal Year 1986-87, and

WHEREAS, the Citizens Housing and Community Development Committee, at its meeting of May 1, 1987, voted to recommend to the City Council that the matching Program share be changed from a Forgivable Deferred Payment Loan to a Stipulated Grant, with a stipulation that the rental property shall not become a condominium and will remain available as a rental to low income persons,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it does hereby approve amending the Rental Rehabilitation Program for Fiscal Year 1986-87 and the application for Fiscal Year 1987-88 by changing the matching program share from a Forgivable Deferred Payment Loan to a Stipulated Grant, as recommended by the Citizens Housing and Community Development Committee.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of May, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-397

A RESOLUTION APPROVING A STIPULATED GRANT OF $10,000 TO THE SENIOR AIDES PROGRAM OF CREATIVE ALTERNATIVES TO MAKE UP FOR A SHORTFALL IN FISCAL YEAR 1986-87 LOCAL MATCHING FUNDS AS REQUIRED TO SECURE THEIR GRANT FROM THE NATIONAL COUNCIL OF SENIOR CITIZENS.

WHEREAS, the U.S. Department of Housing and Community Development has established the Community Development Block Grant Program to allow local communities to decide which eligible activities are best suited to their local needs, and

WHEREAS, the Citizens Housing and Community Development Committee, at its meeting of May 1, 1987, voted to recommend to the City Council that a grant of $10,000 for Fiscal Year 1986-87 be made to the Senior Aides Program of Creative Alternatives to overcome a funding shortfall and complete its local share of a matching grant from the National Council of Senior Citizens, with the stipulation that the grant be repaid to the City of Modesto if the Senior Aides Program of Creative Alternatives should receive any other grant to fulfill its program shortfall, ane

WHEREAS, repayment to the City of Modesto would be equivalent to the sum of the other grant up to the $10,000 being granted by the City of Modesto's Community Development Block Grant Program.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it does hereby approve a stipulated grant of $10,000 to overcome a shortfall of funds for the Senior Aides Program of Creative Alternatives for Fiscal Year 1986-87 which shall be repaid to the City of Modesto should Senior

Aides Program of Creative Alternatives receive another grant during this current fiscal year, as recommended by the Citizens Housing and Community Development Committee.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of May, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-398

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND** ANDREW J. SILVA, GOLF PROFESSIONAL AT MUNICIPAL NINE-HOLE AND DRYDEN PARK GOLF COURSES FOR RENEWAL OF GOLF CART RENTAL

**BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and** Andrew J. Silva, Golf Professional at Municipal Nine-Hole and Dryden Park golf courses for renewal of golf cart rental

**be, and it is hereby approved.**

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

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 19th **day of** May, **19** 87, **by Councilmember** Lang, **who moved its adoption, which motion being duly seconded by Councilmember** Whiteside, **was upon roll call carried and the resolution adopted by the following vote:**

**AYES:** **Councilmembers:** Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton

**NOES:** **Councilmembers:** None

**ABSENT:** **Councilmembers:** Mayor Mensinger

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-399

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND MODESTO BASEBALL CLUB, INC. FOR THE LEASE OF JOHN THURMAN FIELD

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Modesto Baseball Club, Inc. for the lease of John Thurman Field

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of May, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-400

A RESOLUTION APPROVING THE FINAL MAP OF THE NARAGHI LAKES NO. 4 SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, U. S. BY-PRODUCTS, INC., a corporation; SHARON NARAGHI GRCICH, a married woman,, as her sole and separate property, who acquired title as SHARON DORIS NARAGHI, a single woman; and HASHEM NARAGHI, a married man, as his sole and separate property are possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 14.405 acres, known as the NARAGHI LAKES NO. 4 Subdivision, and

WHEREAS, a tentative map of said tract was approved by the City Planning Commission on the 19th day of August, 1985, and

WHEREAS, the Secretary of the Planning Commission of the City of Modesto has certified that the final map of said tract substantially conforms to the approved tentative map, and

WHEREAS, the City Engineer of the City of Modesto has certified that the final map of said NARAGHI LAKES NO. 4 Subdivision meets all of the provisions of the California Subdivision Map Act and the provisions of the Modesto Municipal Code relating to subdivisions, and that the map is technically correct, and

WHEREAS, all public improvements required by the City of Modesto have been completed in said tract,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said final map be approved; that the improvements completed in said tract be accepted; that the streets, alleys and easements as shown thereon within the boundaries of said tract be accepted on behalf of the public for public

use; and that the City Clerk be authorized to certify the map of said tract on behalf of the City of Modesto after the fees and deposits required by the Modesto Municipal Code in amounts determined by the City Engineer have been paid.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of May, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

2807CA

MODESTO CITY COUNCIL
RESOLUTION NO. 87-401

A RESOLUTION GRANTING APPROVAL TO "YES, YOU CAN" CHILDREN'S TOUCH MUSEUM REGARDING A MULTI-CULTURAL STREET FAIR AND GRANTING APPROVAL FOR DIRECT CITY ASSISTANCE TO THE WORLD AT THIRD STREET COMMITTEE.

WHEREAS, by letter dated January 8, 1987, from Grace Lieberman, Executive Director of Stanislaus County Arts Commission, the "Yes, You Can" Children's Touch Museum presented to the City Council a request to hold a multi-cultural street fair to be held in mid-May, and

WHEREAS, said request was considered by the Council at its meeting of January 20, 1987, at which time the City Council referred the request to staff for a report and recommendation, and

WHEREAS, City staff has met with Becki Olson representing the World at Third Street Committee (hereinafter referred to as "Committee"), and the Committee is requesting Third Street between "I" and "J" Streets be closed and the Police Department has been contacted relating to said street closure, and

WHEREAS, the Council by Resolution No. 83-128, adopted a "Policy for Evaluating Requests for Direct City Assistance," and

WHEREAS, the Council deems it appropriate to grant approvals to Committee relating to its request from the "Yes, You Can" Children's Touch Museum regarding a multi-cultural street fair and to grant the request for assistance, subject to certain conditions,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it does hereby aprove the following, subject to the conditions set forth, relating to the "Yes, You Can" Children's Touch Museum regarding a multi-cultural street fair,

1. Third Street between "I" and "J" Streets may be closed to all traffic except emergency vehicles on Saturday, May 23, 1987, from 8:00 a.m. to 8:00 p.m., subject to the approval of the Chief of Police of the City of Modesto, in order that Committee may have a multi-cultural street fair. Committee shall provide, at its own expense, necessary security to maintain the closure of Third Street between "I" and "J" Streets referred to herein.

2. The City of Modesto will supply the necessary barricades to close Third Street between "I" and "J" Streets referred to in Paragraph 1 above, on Saturday, May 23, 1987, subject to the approval of the Chief of Police of the City of Modesto, in order that Committee may have a multi-cultural street fair.

3. The barricades will be deposited by employees of the City's Utility Services Department near the corner of Third and "I" Streets. Committee shall be responsible for placing the barricades to close Third Street between "I" and "J" Streets and for removing and returning the barricades to the location where they were deposited by the City. The City of Modesto will remove the barricades from that location.

4. The City's Parks and Recreation Department shall make the necessary arrangements to provide two (2) chemical portable toilets on the Saturday of Committee's multi-cultural street fair.

4. The City of Modesto will supply twelve (12) chairs and four (4) tables which will be delivered by the Parks and Recreation Department.

5. The County of Stanislaus has agreed to assume the insurance responsibility for the event.

BE IT FURTHER RESOLVED that the City Clerk shall furnish Committee with a copy of this resolution. Committee shall file a written acceptance of this resolution with the City Clerk, and no right shall be conferred hereby until said acceptance is filed.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of May, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

ACCEPTANCE

I do hereby agree with and accept all of the terms and conditions set forth in Resolution No. _____ pertaining to the "Yes, You Can" Children's Touch Museum multi-cultural street fair, held Saturday, May 23, 1987, from 8:00 a.m. to 8:00 p.m. sponsored by the World at Third Street Committee.

Dated:_____.

WORLD AT THIRD STREET COMMITTEE,
a non-profit organization

By_____

By_____

(SEAL)

051987

3006CA

MODESTO CITY COUNCIL
RESOLUTION NO. 87-402

A RESOLUTION ACCEPTING WITH REGRET THE RESIGNATION OF SALLY MELGARD FROM THE MODESTO ARTS IN ACTION COMMITTEE, EFFECTIVE MAY 19, 1987

WHEREAS, Sally Melgard was appointed a member of the Modesto Arts in Action Committee on September 2, 1986; and

WHEREAS, Sally Melgard has tendered her resignation from the Modesto Arts in Action Committee effective May 19, 1987; and

WHEREAS, Sally Melgard has been a devoted and sincere public servant and has contributed greatly to our civic progress.

NOW, THEREFORE, BE IT RESOLVED that the resignation of Sally Melgard from the Modesto Arts in Action Committee be, and hereby is accepted with regret.

BE IT FURTHER RESOLVED that the Council of the City of Modesto, on its own behalf, and on behalf of the citizens of this City, hereby expresses its sincere appreciation to Sally Melgard for her outstanding service to the community.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of May, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-403

A RESOLUTION GRANTING APPROVAL TO STUDENTS AGAINST DRIVING DRUNK (S.A.D.D.) RELATING TO PLACING BANNERS ON PRIVATE BUILDINGS ALONG MC HENRY AVENUE TO URGE A SOBER GRADUATION.

WHEREAS, a request has been submitted by Dave Tamao, representing Students Against Driving Drunk (S.A.D.D.), to hang banners from private buildings along J Street and the McHenry Avenue Needham Avenue intersection, within the time period of June 1, 1987, through June 15, 1987, for the purpose of urging a sober graduation, and

WHEREAS, said request was presented to the Council of the City of Modesto under Oral Communications at its meeting of May 19, 1987, at which time the City Council referred the request to staff for a report and recommendation to be considered at its meeting of May 26, 1987, and

WHEREAS, said request was considered by the Council of the City of Modesto at its meeting of May 26, 1987, and

WHEREAS, City staff recommended to the Council approval of the proposed banners to be placed on private buildings along McHenry Avenue as informational signs permitted under Section 10-2.2102(x)(2) of the Modesto Municipal Code relating to sign regulations,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it does hereby approve the placing of banners on private buildings along McHenry Avenue within the time period of June 1, 1987, through June 15, 1987, as requested by Students Against Driving Drunk (S.A.D.D.), as informational signs permitted under Section 10-2.2102(x)(2) of the Modesto Municipal Code relating to the sign regulations.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of May, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-404

A RESOLUTION GRANTING THE APPEAL OF MID-VALLEY ENGINEERING, INC. ON BEHALF OF GIL WYMOND TO REZONE PROPERTY FROM R-1 TO P-D(422), PROPERTY LOCATED ON THE WEST SIDE OF OAKDALE ROAD, SOUTH OF EAST ORANGEBURG AVENUE, AND OVERRULING THE DECISION OF THE PLANNING COMMISSION.

WHEREAS, a verified application for an amendment to Section 22-3-9 of the Zoning Map was filed by Gil Wymond on December 29, 1986, to reclassify from Low Density Residential Zone, R-1, to Planned Development Zone, P-D, to allow a restaurant and an RV and boat storage area, property located on the west side of Oakdale Road, south of East Orangeburg Avenue, described as follows:

> All that property located in the County of Stanislaus, City of Modesto, State of California, located in the Northeast quarter of Section 22, Township 3 South, Range 9 East, M.D.B. & M., more particularly described as follows:
>
> All of Parcel 2 as shown on that certain map filed in Volume 36 of Parcel Maps at Page 95, Stanislaus County Records.
>
> Also including the western 50.00 feet of Oakdale Road immediately adjacent to the above described property.

and

WHEREAS, a public hearing was held by the Planning Commission on February 2, 1987, and continued to February 17, 1987, March 2, 1987, and March 9, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, at which hearing evidence both oral and documentary was received and considered, and

WHEREAS, after considering said evidence, the Planning Commission found and determined that rezoning the property as requested is not required

by public necessity, convenience and general welfare for the reasons set forth in Planning Commission Resolution No. 87-33, and

WHEREAS, an appeal of the Planning Commission's denial of the request to rezone the property was filed with the Office of the City Clerk by Mid-Valley Engineering, Inc. on behalf of Gil Wymond by letter dated March 13, 1987, and

WHEREAS, said appeal was set for a public hearing before the City Council at its regular meeting place in the City Council Chambers in the City Hall, 801 11th Street, Modesto, California, on April 21, 1987, and continued to May 26, 1987, at 7:30 p.m., and

WHEREAS, after hearing evidence, both oral and documentary, the Council found and determined that said appeal to the denial of the requested rezoning of the property from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(422), should be granted for the following reasons:

1. There is an identified need for convenience commercial uses within the trade area surrounding the proposed location.

2. The plot plan provided for by the proposed P-D zoning assumes compatibility with surrounding uses.

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

SECTION 1. APPEAL GRANTED. The appeal of Mid-Valley Engineering, Inc. on behalf of Gil Wymond to reclassify the property described above from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(422), is hereby granted and the decision of the Planning Commission is overruled for the reasons set forth above.

SECTION 2. DEVELOPMENT PLAN. The development plan for Planned Development Zone, P-D(422), is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan and floor plans titled "Restaurant for Burger King Corporation" as amended in red, stamped approved by the Planning Commission on March 9, 1987.

2. Prior to the issuance of a building permit, a landscaping and irrigation plan shall be approved by the Director of Parks and Recreation. Screen landscaping shall be installed along the west property line. Landscaping and the irrigation system shall be installed and maintained in accordance with the approved plan.

3. Fences or walls shall be constructed prior to occupancy and shall be as follows:

   Eight-foot decorative masonry wall along the entire west property line.

4. All landscaping, fences, and walls shall be maintained and the premises shall be kept free of weeds, trash, and other debris.

5. Drainage shall be provided as required by the Director of Engineering Services.

6. All outdoor lighting shall be shielded from adjacent residential properties as required by the Director of Engineering Services.

7. Trash bins shall be kept in enclosures in accordance with the approved plan, and shall be constructed of building materials consistent with those used in the major buildings as approved by the Director of Planning and Community Development.

8. The developer shall, in a manner approved by the City Attorney, provide vehicular accessways for on-site traffic circulation for the benefit of the properties to the north and south, substantially as shown in red on the plot plan.

9. All signs shall comply with the sign requirements of the C-3 Zone.

10. All curbcuts serving two-way driveways shall be 41 feet in width.

11. Prior to issuance of a building permit, the developer shall show on the plans submitted to Building Inspection all fire hydrants as required by the Fire Chief. All hydrants required by the Fire Chief shall be installed and operable prior to construction of any structures.

12. Except for the ten-foot wide planter along the west property line, the entire R.V. storage area shall be paved to City parking lot standards as required by the Director of Engineering Services, except that a finish pavement of dust-proof crushed rock may be used.

13. The Oakdale Road curb cut shall be marked with a sign specifying no left turns for existing traffic (California Traffic Manual sign R-17).

SECTION 3. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned Development Zone, P-D(422):

Construction to begin on or before March 9, 1989 and completion to be not later than March 9, 1990.

SECTION 4. CHANGES IN DEVELOPMENT PLAN. Any changes in the above-approved development plan shall be made in accordance with the provisions of Section 10-2.1709 of the Modesto Municipal Code.

SECTION 5. COMPLIANCE WITH CODE PROVISIONS, ETC. In all other respects said planned development shall be accomplished in accordance with and in strict adherence to the provisions of Article 17 of Title X of the Modesto Municipal Code relating to Planned Development Zones and other applicable City laws, rules, regulations and procedures.

SECTION 6. EFFECTIVE DATE. The development plan and development schedule for Planned Development Zone, P-D(422), set forth in Sections 1 and 2 above, shall not become effective unless and until Ordinance No. 2512-C.S., introduced on the 26th day of May, 1986, reclassifying the property to Planned Development Zone, P-D(422), becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of May, 1987, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: McGrath, Muratore, Patterson, Sutton, Whiteside

NOES: Councilmembers: Lang, Mayor Mensinger

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

APPROVED AS TO DESCRIPTION:

By William Brooks
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 87-405

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION MAP 22-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON FROM R-1 TO P-D(422).

WHEREAS, on May 26, 1987, the City Council introduced Ordinance No. 2512-C.S. giving approval to a project relating to an amendment to Section Map 22-3-9 of the Zoning Map of the City of Modesto to reclassify from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(422), property located on the west side of Oakdale Road, south of East Orangeburg Avenue, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to an amendment to Section Map 22-3-9 of the Zoning Map of the City of Modesto to reclassify from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(422), property located on the west side of Oakdale Road, south of East Orangeburg Avenue.



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The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of May, 1987, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: McGrath, Muratore, Patterson, Sutton, Whiteside

NOES: Councilmembers: Lang, Mayor Mensinger

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan J. Yamamoto
STAN T. YAMAMOTO, City Attorney



98CA

MODESTO CITY COUNCIL
RESOLUTION NO. 87-406

A RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION WITH THE DEPARTMENT OF TRANSPORTATION UNITED STATES OF AMERICA, FOR AN OPERATING ASSISTANCE GRANT UNDER THE URBAN MASS TRANSPORTATION ACT OF 1964, AS AMENDED. (PUBLIC TRANSIT OPERATIONS FY 1987-88)

WHEREAS, the Secretary of Transportation is authorized to make grants for a mass transportation program of projects, and

WHEREAS, the contract for financial assistance will impose certain obligations upon the applicant, including the provision by it of the local share of the project costs in the program, and

WHEREAS, it is required by the U. S. Department of Transportation in accordance with the provisions of Title VI of the Civil Rights Act of 1964, that in connection with the filing of an application for assistance under the Urban Mass Transportation Act of 1964, as amended, the applicant give an assurance that it will comply with Title VI of the Civil Rights Act of 1964 and the U. S. Department of Transportation requirements thereunder, and

WHEREAS, it is the goal of the applicant that minority business enterprise be utilized to the fullest extent possible in connection with this project, and that definite procedures shall be established and administered to ensure that minority business shall have the maximum construction contracts, supplies, equipment contracts, or consultant and other services,

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

1. That the City Manager of the City of Modesto is authorized to execute and file an application on behalf of the City of Modesto with the

U. S. Department of Transportation to aid in the financing of planning, capital and/or operating assistance projects pursuant to Section 9 of the Urban Mass Transportation Act of 1964, as amended, and listed in the Section 9 Program of Projects attached hereto marked Exhibit A and incorporated herein by reference.

2. That the City Manager of the City of Modesto is authorized to execute and file with such application an assurance or any other document required by the U. S. Department of Transportation effectuating the purposes of Title VI of the Civil Rights Act of 1964.

3. That Douglas J. Carmody, Director of Parking and Traffic, is authorized to furnish such additional information as the U. S. Department of Transportation may require in connection with the application for the program of projects.

4. That the City Manager of the City of Modesto is authorized to set forth and execute affirmative minority business policies in connection with the program of projects' procurement needs.

5. That the City Manager of the City of Modesto is authorized to execute grant agreements on behalf of the City of Modesto with the U. S. Department of Transportation for aid in the financing of the planning, capital and/or operating assistance program of projects.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of May, 1987, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

SECTION 9
PROGRAM OF PROJECTS

Urbanized Area: Modesto, California

| | | |
|---|---|---|
| Estimated Apportionment: | $ 695,300 | FY 1988 Restricted (1) |
| | $1,061,423 | FY 1988 Unrestricted (2) |
| Carryover Funds: | $1,285,551 | Restricted |
| | $ 551,494 | Unrestricted |
| Transfer Funds: | $ -0- | |
| Total Funds Available: | $1,980,851 | Restricted |
| | $1,612,917 | Unrestricted |

Recipient

City of Modesto

Program of Projects

| | Project Description | Total Amount | Project Type | Federal Share |
|---|---|---|---|---|
| 1. | Operating Assistance: 7/1/87 - 6/30/88 | $3,461,443 | Operating | $1,408,021(3) |

Footnotes:

(1) Assumes apportionment equal to FY 1987 level. Restricted funds can only be used for capital purchases.

(2) Assumes increase of 32.2% over FY 1987 apportionment. Unrestricted funds can be used for either operating or capital purposes.

(3) Sources: Carryover Sec. 9 - $551,494
FY 1988 apportionment - $856,527

EXHIBIT "A"

MODESTO CITY COUNCIL
RESOLUTION NO. 87-407

A RESOLUTION GRANTING THE APPEAL OF STONE AND ASSOCIATES, RELATING TO AN AMENDMENT TO SECTION MAP 9-3-9 OF THE ZONING MAP TO REZONE PROPERTY FROM R-3 TO P-O, PROPERTY LOCATED ON THE NORTH SIDE OF SYLVAN AVENUE EAST OF CLAREMONT AVENUE, EXTENDED, OVERRULING THE DECISION OF THE PLANNING COMMISSION, AND CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT.

WHEREAS, a verified application for an amendment to Section 9-3-9 of the Zoning Map was filed by Stone and Associates on March 2, 1987, to reclassify from Medium High Density Residential Zone, R-3, to Professional Office Zone, P-O, property located on the north side of Sylvan Avenue east of Claremont Avenue, extended, described as follows:

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

BEGINNING at the southwest corner of Parcel "1" as shown on Map filed for record in Book 24 of Parcel Maps, Page 7, Stanislaus County records; thence North 0°39'10" East along the west line of said Parcel "1" a distance of 198.62 feet to the northwest corner of said Parcel "1", being also the southwest corner of Lot 43A of Sylvan Meadows No. 2, according to the official map thereof, filed for record in Volumne 28 of Maps, Page 29, Stanislaus County Records; thence North 0°48' West along the west line of said Lot 43A a distance of 94.91 feet to the southeast corner of Lot 11, Block 12443 of said Sylvan Meadows No. 2; thence North 89°16' West along the south line of said Block 12443 and the westerly extension thereof, a distance of 546.66 feet to the centerline of Claremont Avenue, being a point on a non-tangent curve from which a radial line bears South 76°29'16" West to the center; thence Southerly 123.61 feet along said non-tangent curve, being also the centerline of a 60 foot Public Utility Easement as shown on said map of Sylvan Meadows No. 2 and the future centerline of Claremont Avenue, said curve being concave to the west, having a radius of 500.00 feet and a central angle of 14°09'54"; thence South 0°39'10" West along said centerlines of a 60 foot Public Utility Easement and future Claremont Avenue a distance of 201.90 feet to the north line of former 40.00 foot Sylvan Avenue; thence South 89°20'50" East along

said north line of Sylvan Avenue parallel with and 20.00 feet north of the centerline of Sylvan Avenue a distance of 381.86 feet to the most westerly corner of property conveyed to the City of Modesto by Deed recorded in Book 2917 of Official Records, Page 192, Stanislaus County Records; thence North 79°29'16" East along the northerly line of said City of Modesto Property a distance of 154.93 feet to the point of beginning.

Including also the northerly half of original 40.00-foot wide Sylvan Avenue immediately adjacent to the above described property.

CONTAINING: 3.93 Acres

and

WHEREAS, a public hearing was held by the Planning Commission on April 20, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, at which hearing evidence both oral and documentary was received and considered, and

WHEREAS, after considering said evidence, the Planning Commission found and determined that rezoning the property as requested is not required by public necessity, convenience and general welfare for the reasons set forth in Planning Commission Resolution No. 87-56-A, and

WHEREAS, an appeal of the Planning Commission's denial of the request to rezone the property was filed with the Office of the City Clerk by Stone and Associates by letter dated May 4, 1987, and

WHEREAS, said appeal was set for a public hearing before the City Council at its regular meeting place in the City Council Chambers in the City Hall, 801 11th Street, Modesto, California, on May 26, 1987, at 7:30 p.m., and

WHEREAS, after hearing evidence, both oral and documentary, the Council found and determined that said appeal to the denial of the requested rezoning of the property from Medium high Density Residential Zone, R-3, to Professional Office Zone, P-O, should be granted for the following reasons:

1. The proposed P-O zoning pattern in the vicinity of the northwest corner of Sylvan Avenue and Coffee Road will constitute only a minor deviation from adopted City policies.

2. The proposed P-O zoning will provide for compatible development with the surrounding uses through the plot plan review process.

and

WHEREAS, on May 26, 1987 the City Council introduced Ordinance No. 2513-C.S. giving approval to a project relating to an amendment to Section Map 9-3-9 of the Zoning Map of the City of Modesto to reclassify from Medium High Density Residential Zone, R-3, to Professional Office Zone, P-O, property located on the north side of Sylvan Avenue east of Claremont Avenue, extended, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project.

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

SECTION 1. APPEAL GRANTED. The appeal of Stone and Associates for an amendment to Section 9-3-9 of the Zoning Map to reclassify the property described above from Medium High Density Residential Zone, R-3, to Professional Office Zone, P-O, is hereby granted and the decision of the Planning Commission is overruled for the reasons set forth above.

SECTION 2. NOTICE OF DETERMINATION. The Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to an

amendment to Section Map 9-3-9 of the Zoning Map of the City of Modesto to reclassify from Medium High Density Residential Zone, R-3, to Professional Office Zone, P-O, property located on the north side of Sylvan Avenue east of Claremont Avenue, extended.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of May, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton

NOES: Councilmembers: Whiteside, Mayor Mensinger

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

APPROVED AS TO DESCRIPTION:

By William Briard
Department of Planning and Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 87-408

A RESOLUTION GRANTING THE APPEAL OF ROSS G. STEPHENSON TO THE DECISION OF THE PLANNING COMMISSION DENYING A TENTATIVE MAP FOR ORANGE PARK ESTATES SUBDIVISION, AND APPROVING SAID MAP.

WHEREAS, the tentative map of the Orange Park Estates Subdivision was filed in the office of the Secretary of the Planning Commission on March 30, 1987, in accordance with the provisions of Section 4-4.401 of the Modesto Municipal Code, and

WHEREAS, copies of said tentative map have been sent to the Modesto City Elementary School and Modesto High School Districts, and Modesto Irrigation District, the local utility companies, the City Engineering Services and Parking and Traffic Departments, and

WHEREAS, city services, including sewer and water facilities, are available, and

WHEREAS, the area can be served by elementary school in the Modesto School District and by Fire Station No. 3 at Edgebrook Drive and El Vista Avenue, 1.5 miles distant, and

WHEREAS, a public hearing was held by the Planning Commission on May 4, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, at which hearing evidence both oral and documentary was received and considered, and

WHEREAS, at said hearing the Planning Commission, by Resolution No. 87-69, found and determined that the tentative map of Orange Park Estates Subdivision accepted for filing in the office of the Secretary of the Planning

Commission on March 30, 1987, should be denied for the reasons set forth in said Planning Commission resolution, and

WHEREAS, an appeal to the decision of the Planning Commission denying said tentative map for Orange Park Estates Subdivision was filed with the City Clerk by Ross G. Stephenson Associates, Inc. filed on behalf of Orange Park Estates by letter dated May 6, 1987, and

WHEREAS, said appeal was set for public hearing before the Council of the City of Modesto at its regular meeting place located in the Council Chambers in the City Hall, 801 11th Street, Modesto, California, at 7:30 p.m. on May 26, 1987, and

WHEREAS, at said meeting, after hearing evidence both oral and documentary, the Council of the City of Modesto found and determined that the appeal of Ross G. Stephenson Associates, Inc. filed on behalf of Orange Park Estates to the decision of the Planning Commission denying approval of the tentative map of Orange Park Estates Subdivision should be granted for the following reasons and the decision of the Planning Commission should be overruled:

1. That the review of a revised tentative map in place of the one the Planning Commission reviewed and denied shows an improvement of the design of the public streets. Further, this revised plan resolved the issue of connection of the Orange Park Subdivision, particular proposed lot 25 on Howe Way, with the Christiansen property to the west.

2. That it would be acceptable that a parcel map shall be recorded to create the subdivision site prior to recordation of a final subdivision map instead of prior to approval of a tentative subdivision map as required by the Planning Commission.

3. That this subdivision would not attract parking and traffic problems being located next to Sonoma Park.

and

WHEREAS, at said meeting, the Council reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the proposed tentative map,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby finds and determines as follows:

1. That the proposed subdivision map, together with the provisions for its design and improvements, is consistent with the General Plan and applicable specific plans of the City of Modesto and the Subdivision Map Act of the State of California.

2. That the discharge of waste as a result of the proposed subdivision into the existing sewer system will not result in a violation of existing requirements by the California Regional Water Quality Control Board pursuant to Division 7 (commencing with Section 13000) of the Water Code of the State of California.

BE IT FURTHER RESOLVED by the Council that the appeal of Ross G. Stephenson Associates, Inc. filed on behalf of Orange Park Estates to the decision of the Planning Commission denying approval of the tentative map of Orange Park Estates Subdivision is hereby granted for the reasons set forth above, and the decision of the Planning Commission denying said tentative map of Orange Park Estates Subdivision is hereby overruled.

BE IT FURTHER RESOLVED that the tentative map of Orange Park Estates Subdivision which was accepted for filing in the office of the Secretary of the Planning Commission on March 30, 1987, be and it is hereby approved as submitted and as shown in red on the face of the map and subject to the following conditions:

1. That all subdivision improvements shall be constructed in accordance with City of Modesto Standard Specifications and as required by the Director of Engineering Services pursuant to improvement plans.

2. That street barricades shall be constructed at the end of all deadend streets as required by the Director of Engineering Services pursuant to improvement plans.

3. That public utility easements as required by the utility companies serving the subdivision shall be dedicated by the final map.

4. That irrigation lines within the subdivision shall be removed, protected, or relocated as required by the Modesto Irrigation District and the Director of Engineering Services. Appropriate easements for irrigation lines to remain shall be dedicated as necessary.

5. That a final map shall not be filed until all structures crossing proposed lot lines are removed.

6. That storm drainage fees shall be paid as established by the Municipal Code for the Scenic-Sonoma-Orangeburg Storm Drainage Area.

7. That the subdivider shall defend, indemnify, and hold harmless the City of Modesto or its agents, officers, and employees from any claim, action, or proceeding against the City of Modesto or its agents, officers, or employees to attack, set aside, void, or annul, an approval of the City of Modesto or its advisory agency, appeal board, or legislative body concerning a subdivision, which action is brought within the time period provided for in Section 66499.37 of the Government Code of the State of California. The City of Modesto shall promptly notify the subdivider of any claim, action, or proceedings and shall cooperate fully in the defense.

8. That Orangeburg Avenue shall be constructed to collector street standards.

9. That a parcel map to create the subdivision site shall be recorded prior to recordation of a final subdivision map.

BE IT FURTHER RESOLVED by the Council of the City of Modesto that the Secretary of the Planning Commission is hereby directed to file with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the proposed subdivision.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of May, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: Muratore

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-409

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR PLANNED DEVELOPMENT ZONE, P-D(416).

WHEREAS, a verified application for an amendment to Section 19-3-9 of the Zoning Map was filed by Johnny Bruce Brannon on February 9, 1987, to reclassify from Medium Density Residential Zone, R-2, and Medium High Density Residential Zone, R-3, to Planned Development Zone, P-D, to allow a motel, restaurant, and urgent care center, and a zero-lot line patio home residential development, property located on the north side of West Orangeburg Avenue, west of Martin Avenue, described as follows:

R-2 to P-D

ALL that certain real property situate in a portion of Parcel B according to parcel map filed in Book 2 of Parcel Maps, Page 94, Stanislaus County Records, located in the Northwest Quarter of Section 19, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, in the City of Modesto, County of Stanislaus, State of California, described as follows:

BEGINNING at the northwest corner of said Parcel B; thence easterly along the north line of said Parcel B the following three courses: South 89°21'30" East 302.00 feet, South 0°34'22" East 9.22 feet, and South 89°21'30" East 138.38 feet to northwest corner of the Garrison School Property; thence South 0°34'30" East along the west line of said Garrison School Property and the southerly extension thereof, a distance of 689.80 feet to the north line of Lot 9 of the McDonald Tract as shown on said Parcel Map; thence North 89°44'45" West along said north line of Lot 9 a distance of 440.36 feet to the west line of said Parcel B; thence North 0°34'22" West along said west line of Parcel B a distance of 702.00 feet to the point of beginning.

CONTAINING: 7.1 Acres

R-2 to P-D

All that certain real property situate in a portion of Parcel B according to map filed in Book 2 of Parcel Maps, Page 94, Stanislaus County Records, and a portion of the Northwest Quarter of Section 19, Township 3 South, Range 8 East, Mount Diablo Base and Meridian,

AMENDED Sections 1 & 2
on
By Resolution 90-672

in the City of Modesto, County of Stanislaus, State of California, described as follows:

COMMENCING at the northwest corner of said Parcel B; thence South 0°34'22" East along the west line of Parcel B a distance of 702.00 feet to the north line of Lot 9 of McDonald Tract as shown on said Parcel Map, thence South 89°44'45" East along said north line of Lot 9 a distance of 560.8 feet to the true POINT OF BEGINNING of this description; thence South 1°03' East parallel with and 160.00 feet, measured at right angles, west of the east right-of-way line of Martin Avenue a distance of 307.6 feet more or less to the centerline of Orangeburg Avenue; thence South 89°50' East along said centerline of Orangeburg Avenue a distance of 160.00 feet to the southerly extension of said east right-of-way line of Martin Avenue; thence North 1°03' West along said east right-of-way line and the southerly and northerly extension thereof, a distance of 327.6 feet more or less to the south line of the Garrison School Property; thence North 89°44'45" West along said south line of the Garrison School Property a distance of 160 feet; South 1°03' East 20.00 feet to the point of beginning.

CONTAINING: 1.2 Acres

R-3 to P-D

All that certain real property situate in a portion of Parcel B according to map filed in Book 2 of Parcel Maps, Page 94, Stanislaus County Records, and a portion of the Northwest Quarter of Section 19, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, in the City of Modesto, County of Stanislaus, State of California, described as follows:

COMMENCING at the northwest corner of said Parcel B; thence South 0°34'22" East along the west line of said Parcel B a distance of 702.00 feet to the north line of Lot 9 of McDonald Tract as shown on said Parcel Map and the true POINT OF BEGINNING of this description; thence North 89°44'45" West along said north line of Lot 9 a distance of 110.17 feet to the centerline of Orangeburg Avenue; thence southeasterly along said centerline of Orangeburg Avenue the following three courses: South 43°31' East 341 feet, Southeasterly 161.7 feet along a tangent curve, concave to the northeast, having a radius of 200.00 feet and a central angle of 46°19' and South 89°50' East 297.2 feet; thence North 1°03' West parallel with and 160.00 feet, measured at right angle, west of the east right-of-way line of a 60 foot wide Martin Avenue, a distance of 327.6 feet more or less to the south line of the Garrison School property; thence North 89°44'45" West along said south line of the Garrison School Property a distance of 120.4 feet more or less to the southwest corner of said Garrison School Property; thence South 0°34'30" East 20.00 feet to said north line of Lot 9; thence North 89°44'45" West along said

north line of Lot 9 a distance of 440.36 feet to the point of beginning.

CONTAINING: 3.8 Acres

and

WHEREAS, after a public hearing held on March 16, 1987, and continued to March 23, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, it was found and determined by the Planning Commission, by its Resolution No. 87-47, that rezoning of the property as requested is required by public necessity, convenience and general welfare for the following reasons:

1. The proposed motel/restaurant combination is compatible with other adjoining highway oriented commercial uses.

2. The proposed location of the urgent care center provides a reasonable buffer between the Delta Blood Bank and Garrison Elementary School and the entire land use pattern provides a good separation of the residential area to the east from the commercial to the west.

3. The single family residential development proposed for the north area provides a practical use of the land that easily conforms to existing density limitations.

and

WHEREAS, after a public hearing held on May 26, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of Johnny Bruce Brannon for a Planned Development Zone should be granted as consonant with public necessity, convenience and general welfare for the reasons set forth in Planning Commission Resolution No. 87-47 and quoted above, and

WHEREAS, the Council has introduced Ordinance No. 2514 -C.S. on the 26th day of May, 1987, reclassifying the above-described property from Medium Density Residential Zone, R-2, and Medium High Density Residential Zone, R-3, to Planned Development Zone, P-D(416).

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

SECTION 1. DEVELOPMENT PLAN. The development plan for Planned Development Zone, P-D(416), is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan and floor plans titled "Owner: Johnny Bruce Brannon, 7443 Langworth Road, Oakdale, California" as amended in red, stamped approved by the Planning Commission on March 23, 1987.

2. The applicant shall submit revised plot plans and floor plans showing all changes required by the Planning Commission prior to the City Council hearing. All development shall conform to these revised plans as amended in red, stamped approved by the Planning Commission on March 23, 1987.

3. Prior to the issuance of a building permit, a landscaping and irrigation plan shall be approved by the Director of Parks and Recreation. Screen landscaping shall be installed along the north and east property lines as shown on the approved plans. Landscaping and the irrigation system shall be installed and maintained in accordance with the approved plan.

4. Fences or walls shall be constructed prior to occupancy and shall be as follows:

   a. Seven-foot double board fence with decorative masonry pilasters around the north, east, and west boundaries of the residential portions as shown on the approved plan.

   b. Eight-foot decorative masonry wall along the entire north and east lines separating the residential from the nonresidential developments.

   c. Seven-foot double-sided wood, stucco, or masonry wall or fence around all residential patios.

5. All landscaping, fences, and walls shall be maintained and the premises shall be kept free of weeds, trash, and other debris.

6. The Orangeburg Avenue and Martin Avenue frontages shall be improved to 80-foot major and residential street standards respectively, prior to the occupancy of any structures or when requested by the Director of Engineering Services to alleviate a health, safety, or traffic problem in the area.

7. Prior to issuance of a building permit, improvement plans for required improvements shall be prepared by a registered civil engineer and approved by the Director of Engineering Services. Improvements shall be constructed in accordance with the approved plans.

8. Prior to issuance of a building permit the developer shall dedicate public utility easements as required by the utility companies and the Director of Engineering Services.

9. Irrigation lines shall be removed, relocated, or protected as required by the Modesto Irrigation District and the Director of Engineering Services. Easements for irrigation lines to remain shall be dedicated.

10. Drainage shall be provided as required by the Director of Engineering Services.

11. All outdoor lighting shall be shielded from adjacent residential properties as required by the Director of Engineering Services.

12. Trash bins shall be kept in enclosures in accordance with the approved plan, and shall be constructed of building materials consistent with those used in the major buildings as approved by the Director of Planning and Community Development.

13. Trash cans for the residential portion of the P-D zone shall be screened from view from any public street.

14. The developer shall, in a manner approved by the City Attorney, provide a vehicular accessway for on-site traffic circulation between the motel, restaurant, and urgent care center, substantially as shown in red on the plot plan.

15. All signs for the nonresidential portion of the P-D zone shall comply with the sign requirements of the C-3 Zone. All signs for the residential portion of the P-D zone shall comply with the R-2 zone sign requirements.

16. Prior to issuance of a building permit, the developer shall pay the City of Modesto the cost of planting street trees along the West Orangeburg Avenue and Martin Avenue frontages. The number shall be as determined by the Director of Engineering Services.

17. The developer shall dedicate to the City of Modesto a street tree planting easement along the Martin Avenue frontage as required by the Director of Parks and Recreation.

18. All curbcuts serving two-way driveways in the nonresidential portion of the P-D zone shall be 41 feet in width.

19. Prior to issuance of a building permit, the developer shall show on the plans submitted to Building Inspection all fire hydrants as required by the Fire Chief. All hydrants required by the Fire Chief shall be installed and operable prior to construction of any structures.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned Development Zone, P-D(416):

Phase I - the motel and residential development, construction to begin on or before March 16, 1989 and completion to begin not later than March 16, 1990.

Phase II - the restaurant and urgent care center, construction to begin on or before March 16, 1990 and completion to begin not later than March 16, 1991.

SECTION 3. CHANGES IN DEVELOPMENT PLAN. Any changes in the above-approved development plan shall be made in accordance with the provisions of Section 10-2.1709 of the Modesto Municipal Code.

SECTION 4. COMPLIANCE WITH CODE PROVISIONS, ETC. In all other respects said planned development shall be accomplished in accordance with and in strict adherence to the provisions of Article 17 of Title X of the Modesto Municipal Code relating to Planned Development Zones and other applicable City laws, rules, regulations and procedures.

SECTION 5. EFFECTIVE DATE. This resolution shall not become effective unless and until the ordinance reclassifying the above-described property to Planned Development Zone, P-D(416), becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of May, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

APPROVED AS TO DESCRIPTION:

By William Dwyer
Department of Planning and Community Development

050887



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MODESTO CITY COUNCIL
RESOLUTION NO. 87-410

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION MAP 19-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON FROM R-2 AND R-3 TO P-D(416).

WHEREAS, on May 26, 1987, the City Council introduced Ordinance No. 2514-C.S. giving approval to a project relating to an amendment to Section Map 19-3-9 of the Zoning Map of the City of Modesto to reclassify from Medium Density Residential Zone, R-2, and Medium High Density Residential Zone, R-3, to Planned Development Zone, P-D(416), property located on the north side of West Orangeburg Avenue, west of Martin Avenue, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to an amendment to Section Map 19-3-9 of the Zoning Map of the City of Modesto to reclassify from Medium Density Residential Zone, R-2, and Medium High Density Residential Zone, R-3, property located on the north side of West Orangeburg Avenue, west of Martin Avenue.



98CA

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of May, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney



98CA

MODESTO CITY COUNCIL
RESOLUTION NO. 87-411

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR PLANNED DEVELOPMENT ZONE, P-D(419). (RESOURCE DEVELOPMENT, INC.)

WHEREAS, a verified application for an amendment to Section 7-3-9 of the Zoning Map was filed by Resource Development, Inc. on February 9, 1987, to reclassify from Low Density Residential Zone, R-1, to Planned Development Zone, P-D, to allow a commercial complex and a business/professional office complex, property located on the southeast corner of Standiford Avenue and Prescott Road, described as follows:

> All that certain real property situate in a portion of the Southwest quarter of Section 7, Township 3 South, Range 9 East, Mount Diablo Base and Meridian and lying within the City of Modesto and the State of California, more particularly described as follows:
>
> COMMENCING at the west quarter corner of said Section 7, as shown on the map filed in Book 14 of Surveys, at Page 171, Stanislaus County Records; thence South 0°02'50" East, 20.01 feet to the Northwest corner of a 5.76 acre parcel of land, as shown on said survey and the point of beginning of this description; thence South 88°16'03" East, along the south right-of-way line of Standiford Avenue, 472.02 feet; thence South 48°15'48" East, 368.06 feet to a point on the north line of the 110.00-foot-wide Hetch Hetchy right-of-way; thence South 70°31'40" West, along said right-of-way line, 791.27 feet to a point on the west line of said Section 7; thence North 0°02'50" West, along said west line of said Section 7, 523.07 feet to the point of beginning of this description.
>
> Including a 20.00-foot-wide portion of Standiford Avenue located between the East-West quarter section line of said Section 7 and the above-described property.
>
> Also including the Northern one-half of the 110.00-foot-wide Hetch Hetchy right-of-way immediately adjacent to the above-described property.

and

WHEREAS, after a public hearing held on March 23, 1987, and continued to April 20, 1987, and May 4, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, it was found and determined by the Planning Commission, by its Resolution No. 87-64, that rezoning of the property as requested is required by public necessity, convenience and general welfare for the following reasons:

1. The proposed commercial and office development is a proper use at this intersection of major streets.

2. The traffic impacts of this development are mitigated by the limitations on driveway openings (curbcuts) onto the major streets and by the recommended traffic median in Standiford Avenue.

and

WHEREAS, after a public hearing held on May 26, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of Resource Development, Inc. for a Planned Development Zone should be granted as consonant with public necessity, convenience and general welfare for the reasons set forth in Planning Commission Resolution No. 87-64 and quoted above, and

WHEREAS, the Council has introduced Ordinance No. 2515-C.S. on the 26th day of May, 1987, reclassifying the above-described property from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(419).

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

SECTION 1. DEVELOPMENT PLAN. The development plan for Planned Development Zone, P-D(419), is hereby approved subject to the following conditions:

1. All development shall conform to the plot plans titled "Site Plan for Northwood Plaza (commercial) and Proposed Northwood Plaza Professional Offices" as amended in red, stamped approved by the Planning Commission on May 4, 1987.

2. The applicant shall submit revised plot plans showing all changes required by the Planning Commission prior to the City Council hearing. All development shall conform to these revised plans as amended in red, stamped approved by the Planning Commission on May 4, 1987.

3. Prior to the issuance of a building permit, a landscaping and irrigation plan shall be approved by the Director of Parks and Recreation.

4. Fences or walls shall be constructed prior to occupancy and shall be as follows:

   a. Six foot wood fence with decorative masonry pilasters along the south line of the office portion of the property.

   b. Eight foot decorative masonry wall along the south line and portions of the east line of the commercial portion of the property.

5. All landscaping, fences, and walls shall be maintained and the premises shall be kept free of weeds, trash, and other debris.

6. The developer shall dedicate street right-of-way required by the Director of Engineering Services to complete Standiford Avenue and Prescott Road to major street standards. Said dedication shall be made prior to the issuance of a building permit or at any time requested by the Director of Engineering Services to alleviate a health, safety, or traffic problem in the area.

7. The Standiford Avenue and Prescott Road frontages shall be improved to major street standards prior to the occupancy of any structures or when requested by the Director of Engineering Services to alleviate a health, safety, or traffic problem in the area.

8. Prior to issuance of a building permit, improvement plans for required improvements shall be prepared by a registered civil engineer and approved by the Director of Engineering Services. Improvements shall be constructed in accordance with the approved plans.

9. Prior to issuance of a building permit the developer shall dedicate public utility easements as required by the utility companies and the Director of Engineering Services.

10. Irrigation lines shall be removed, relocated, or protected as required by the Modesto Irrigation District and the Director of Engineering Services. Easements for irrigation lines to remain shall be dedicated.

11. Drainage shall be provided as required by the Director of Engineering Services.

12. Trash bins shall be kept in enclosures in accordance with the approved plan, and shall be constructed of building materials consistent with those used in the major buildings as approved by the Director of Planning and Community Development.

13. The loading dock area on the south side of the commercial portion of the P-D zone may not be used for outside storage of any type of material.

14. No signs shall be permitted above eight feet in height on the south face of the building.

15. All signs for the commercial portion shall comply with the sign requirements of the C-3 Zone. All signs for the office portion shall conform to the sign requirements of the P-O zone.

16. Prior to issuance of a building permit, the developer shall pay the City of Modesto the cost of planting street trees along the Standiford Avenue and Prescott Road frontages. The number shall be as determined by the Director of Engineering Services.

17. All curbcuts serving two-way driveways shall be 41 feet in width. Subject to City Council approval, the curbcut onto Standiford Avenue and the north curbcut onto Prescott Road shall be constructed as 51-foot-wide Curbed Approaches in accordance with the requirement of the City Engineer.

18. Prior to issuance of a building permit, the developer shall show on the plans submitted to Building Inspection all fire hydrants as required by the Fire Chief. All hydrants required by the Fire Chief shall be installed and operable prior to construction of any structures.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned Development Zone, P-D(419):

Phase I - Construction to be the commercial portion, to begin on or before May 4, 1989 and completion to begin not later than May 4, 1990.

Phase II - Construction to be the office portion, to begin on or before May 4, 1990 and completion to begin not later than May 4, 1991.

SECTION 3. CHANGES IN DEVELOPMENT PLAN. Any changes in the above-approved development plan shall be made in accordance with the provisions of Section 10-2.1709 of the Modesto Municipal Code.

SECTION 4. COMPLIANCE WITH CODE PROVISIONS, ETC. In all other respects said planned development shall be accomplished in accordance with and in strict adherence to the provisions of Article 17 of Title X of the Modesto Municipal Code relating to Planned Development Zones and other applicable City laws, rules, regulations and procedures.

SECTION 5. EFFECTIVE DATE. This resolution shall not become effective unless and until the ordinance reclassifying the above-described property to Planned Development Zone, P-D(419), becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of May, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

APPROVED AS TO DESCRIPTION:

By William Richards
Department of Planning and Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 87-412

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION MAP 7-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON FROM R-1 TO P-D(419). (RESOURCE DEVELOPMENT, INC.)

WHEREAS, on May 26, 1987, the City Council introduced Ordinance No. 2515-C.S. giving approval to a project relating to an amendment to Section Map 7-3-9 of the Zoning Map of the City of Modesto to reclassify from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(419), property located on the southeast corner of Standiford Avenue and Prescott Road, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to an amendment to Section Map 7-3-9 of the Zoning Map of the City of Modesto to reclassify from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(419), property located on the southeast corner of Standiford Avenue and Prescott Road.



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The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of May, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney



98CA

MODESTO CITY COUNCIL
RESOLUTION NO. 87-413

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING ANNUAL REQUIREMENTS OF LIQUID CHLORINE

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

SECTION 1. The plans and specifications for furnishing annual requirements of liquid chlorine

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on June 16, 1987, at 3:05 p.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of May, 19 87, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-414

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING THREE PERSONAL COMPUTERS AND TWO PRINTERS

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

SECTION 1. The plans and specifications for furnishing three personal computers and two printers

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on June 23, 1987, at 3:00 p.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of May, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-415

A RESOLUTION ACCEPTING THE BIDSOF GLEN WILSON TRUCKING, CENTRAL READY MIX, AND M.J. RUDDY FOR FURNISHING ROCK, SAND AND GRAVEL PRODUCTS FOR 1987-88

WHEREAS, Resolution No. 87-302, adopted by the Council of the City of Modesto on April 21, 1987, approved the plans and specifications for the purchase of annual requirements of rock, sand and gravel products and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of rock, sand and gravel products were opened at 3:05 pm. on May 12, 1987, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bidsof Glen Wilson Trucking, Central Ready Mix, and M.J. Ruddy for a total of $26,000 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Glen Wilson Trucking, Central Ready Mix,and M.J. Ruddy 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 26th day of May, 19 87, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-416

A RESOLUTION ACCEPTING THE BID OF TARGET SPECIALTY PRODUCTS OF FRESNO FOR FURNISHING FERTILIZER

WHEREAS, Resolution No. 87-281, adopted by the Council of the City of Modesto on April 14, 1987, approved the plans and specifications for the purchase of fertilizer

and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of fertilizer

were opened at 3:00 p.m. on May 12, 1987, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of Target Specialty Products of Fresno in the amount of $19,176 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Target Specialty Products in the amount of $19,176 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 26th day of May, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-417

A RESOLUTION ACCEPTING THE OVERLAY OF PARKING LOT NUMBERS 11, 20, AND 23 ON THE SOUTHWEST CORNER OF 10TH AND H STREETS AS COMPLETE

WHEREAS, a report has been filed by the Director of Parking and Traffic that the overlay of Parking Lot numbers 11, 20, and 23 on the southwest corner of 10th and H Streets

has been completed by Granite Construction Company

in accordance with the contract agreement dated April 7, 1987 .

NOW, THEREFORE, BE IT RESOLVED that the overlay of Parking Lot numbers 11, 20, and 23 on the southwest corner of 10th and H Streets

be accepted from said contractor, Granite Construction Company ;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $16,965 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of May, 19 87, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-418

A RESOLUTION ACCEPTING THE RESIDENTIAL ALLEY PAVING PROJECT NO. 13 AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering, that the residential alley paving Project No. 13

has been completed by George Reed, Inc.

in accordance with the contract agreement dated September 23, 1986.

NOW, THEREFORE, BE IT RESOLVED that the residential alley paving Project No. 13

be accepted from said contractor, George Reed, Inc.;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $182,987.27 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of May, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-419

A RESOLUTION WAIVING FORMAL BID PROCEDURES AND AUTHORIZING THE PURCHASE OF TWO USED CARS FROM A WHOLESALE AUTO DEALER'S AUCTION

WHEREAS, the Modesto Police Department is requesting the purchase of two used cars for use by detectives; and

WHEREAS, by using a wholesale auto dealer's auction, we can select vehicles of good quality and condition and of a type not readily identified with law enforcement agencies.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for purchase of two used cars from a wholesale auto dealer's auction is hereby waived.

BE IT FURTHER RESOLVED that purchase of two used cars from a wholesale auto dealer for an estimated cost of $12,000 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 May, 1987, by Councilmember Whiteside , who moved its adoption, which motion being duly seconded by Councilmember Sutton , was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-420

A RESOLUTION WAIVING FORMAL BID PROCEDURES AND AUTHORIZING ISSUANCE OF A PURCHASE ORDER TO LANG'S ENTERPRISES FOR THE INSTALLATION OF A SPLIT SYSTEM HEAT PUMP FOR THE DRYDEN GOLF COURSE CLUBHOUSE

WHEREAS, because of the time-consuming formal bid process and the summer heat being upon us soon, informal bids were solicited for installation of a split system heat pump for supplimental cooling in the kitchen area of the Dryden Golf Course Clubhouse; and

WHEREAS, of the three responses received, Lang's Enterprises submitted the lowest bid.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for installation of a split system heat pump for the Dryden Golf Course Clubhouse is hereby waived.

BE IT FURTHER RESOLVED that issuance of a purchase order to Lang's Enterprises in the amount of $8,078 for the installation of a split system heat pump for the Dryden Golf Course Clubhouse 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 May, 1987, by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember Sutton , was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | McGrath |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-421

A RESOLUTION AUTHORIZING A PUBLIC AUCTION FOR SALE OF CITY SURPLUS PROPERTY AND LOST AND STOLEN UNCLAIMED ARTICLES ACCUMULATED BY THE CITY OF MODESTO, AND RESCINDING RESOLUTION NO. 87-377.

WHEREAS, by Resolution No. 87-377, adopted on May 12, 1987, the Council of the City of Modesto authorized a public action for sale of City surplus property and lost and stolen unclaimed articles accumulated by the City of Modesto, and

WHEREAS, the date set for said auction was June 6, 1987, and

WHEREAS, on May 14, 1987, the auctioneer, Roger Ernst, notified the Purchasing Department of the City of Modesto that because of a conflict relating to a bankruptcy estate auction set by Court Order of the United States Bankruptcy Court he would not be able to conduct the auction for the City of Modesto on June 6, 1987, as originally agreed upon, and

WHEREAS, City staff has recommended June 20, 1987, as the new date to hold a public auction, which date is agreeable to the auctioneer, and

WHEREAS, the City of Modesto's Finance Department proposes to hold a public auction in the City-owned warehouse at 210 Chestnut Street on June 20, 1987, to sell City surplus property and lost and stolen unclaimed articles accumulated by the City of Modesto Police Department, and

WHEREAS, it is desirable to authorize said proposed auction at this time to insure that there is adequate time to inform the public of the date, time and location of said auction, and

WHEREAS, detailed lists of the items to be sold at said auction entitled "Surplus/Unclaimed Property Listing", marked Attachment A, and

"Surplus/Unclaimed Property Listing", marked Attachment B, are on file in the Office of the City Clerk.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it does hereby authorize a public auction to be held by the City of Modesto on June 20, 1987, to sell the City surplus property and lost and stolen unclaimed articles accumulated by the City of Modesto Police Department and included on the "Surplus/Unclaimed Property Listing", marked Attachment A, and "Surplus/Unclaimed Property Listing", marked Attachment B, which are on file in the Office of the City Clerk.

BE IT FURTHER RESOLVED that the City Manager, or such person as he may designate, is hereby authorized to conduct said public auction.

BE IT FURTHER RESOLVED that at least five (5) days before the time fixed for the sale, the City Clerk shall cause notice thereof to be published in The Modesto Bee, the official newspaper of the City of Modesto. Said notice shall set forth the time and place of the sale and that the lists of the items to be offered for sale can be inspected in the Office of the City Clerk.

BE IT FURTHER RESOLVED that Resolution No. 87-377 adopted by the Council of the City of Modesto on May 12, 1987, is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of May, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-422

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND TURLOCK IRRIGATION DISTRICT FOR AN UNDERGROUND ELECTRICAL SERVICE TO PUMP STATION NO. 29

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Turlock Irrigation for an underground electrical service to Pump Station No. 29, located at Crows Landing and Whitmore Avenues

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of May, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-423

A RESOLUTION APPROVING A PURCHASE ORDER TO TURLOCK IRRIGATION DISTRICT TO PAY FOR ELECTRICAL LINE INSTALLATION FOR UNDERGROUND ELECTRICAL SERVICE TO PUMP STATION NO. 49

WHEREAS, it has been determined that installation of underground electrical service to Pump Station No. 49, located at Crows Landing and Whitmore Avenue is necessary.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that the Director of Finance is hereby authorized to issue a purchase order to Turlock Irrigation District in the amount of $6,660.30 for installation of underground electrical service to Pump Station No. 49.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of May, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-424

A RESOLUTION APPROVING A RIGHT OF WAY EASEMENT AGREEMENT BETWEEN THE CITY OF MODESTO AND TURLOCK IRRIGATION DISTRICT FOR AN ELECTRICAL POWER LINE EXTENSION NEEDED TO SERVE THE NEW AERATORS BEING INSTALLED AT THE SECONDARY TREATMENT PLANT SITE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the right of way easement agreement between the City of Modesto and Turlock Irrigation District for an electrical power line extension needed to serve the new aerators being installed at the secondary treatment plant site be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of May, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton , was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-425

A RESOLUTION APPROVING THE FINAL MAP OF THE NORTHWOOD PLACE SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, REDEV, INC., a Calfiornia corporation, is possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 2.633 acres, known as the Northwood Place Subdivision, and

WHEREAS, a tentative map of said tract was approved by the City Planning Commission on the 9th day of March, 1987, and

WHEREAS, the Secretary of the Planning Commission of the City of Modesto has certified that the final map of said tract substantially conforms to the approved tentative map, and

WHEREAS, the City Engineer of the City of Modesto has certified that the final map of said Northwood Place 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, and

WHEREAS, all public improvements required by the City of Modesto have been completed in said tract,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said final map be approved; that the improvements completed in said tract be accepted; that the streets, alleys and easements as shown thereon within the boundaries of said tract be accepted on behalf of the public for public use; and that the City Clerk be authorized to certify the map of said tract on

behalf of the City of Modesto after the fees and deposits required by the Modesto Municipal Code in amounts determined by the City Engineer have been paid.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of May, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

2807CA

MODESTO CITY COUNCIL
RESOLUTION NO. 87-426

A RESOLUTION APPROVING THE FINAL MAP OF THE ORANGEBURG GARDENS UNIT NO. 2 SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, James Horn Construction Company is possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 10.735 acres, known as the Orangeburg Gardens Unit No. 2 Subdivision, and

WHEREAS, a tentative map of said tract was approved by the Planning Commission of the City of Modesto on the 16th day of March, 1987, and

WHEREAS, the Secretary of the Planning Commission of the City of Modesto has certified that the final map of said tract substantially conforms to the approved tentative map, and

WHEREAS, the City Engineer of the City of Modesto has certified that the final map of said Orangeburg Gardens Unit No. 2 Subdivision meets all of the provisions of the California Subdivision Map Act and the provisions of the Modesto Municipal Code relating to subdivisions, and that the map is technically correct,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said final map be approved; that the streets, alleys and easements as shown thereon within the boundaries of said tract be accepted on behalf of the public for public use; and that the City Clerk be authorized to certify the map of said tract on behalf of the City of Modesto after the fees and deposits required by the Modesto Municipal Code in amounts determined by the City Engineer have been paid, and subdividers have furnished securities, as set forth in Section 4-4.605 of the Modesto Municipal Code, which shall secure the obligations set forth in Section 66499.3 of the Government Code of the State

of California. Said securities shall be in forms acceptable to the City Attorney and in the amounts required by the Agreement hereinafter referred to.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of May, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-427

A RESOLUTION APPROVING THE LOCAL AGENCY FORMATION COMMISSION "CITY ANNEXATION QUESTIONNAIRE" FOR CARVER ROAD NO. 3 GOVERNMENTAL REORGANIZATION

BE IT RESOLVED by the Council of the City of Modesto that the attached Local Agency Formation Commission "City Annexation Questionnaire" for Carver Road No. 3 Governmental Reorganization Annexation 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 May, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

1. Name of City Modesto

2. Name of Proposed Reorganization Carver Road No. 1, Governmental Reorganization

3. Can the City provide complete City Services to the reorganization area if the proposal is approved?

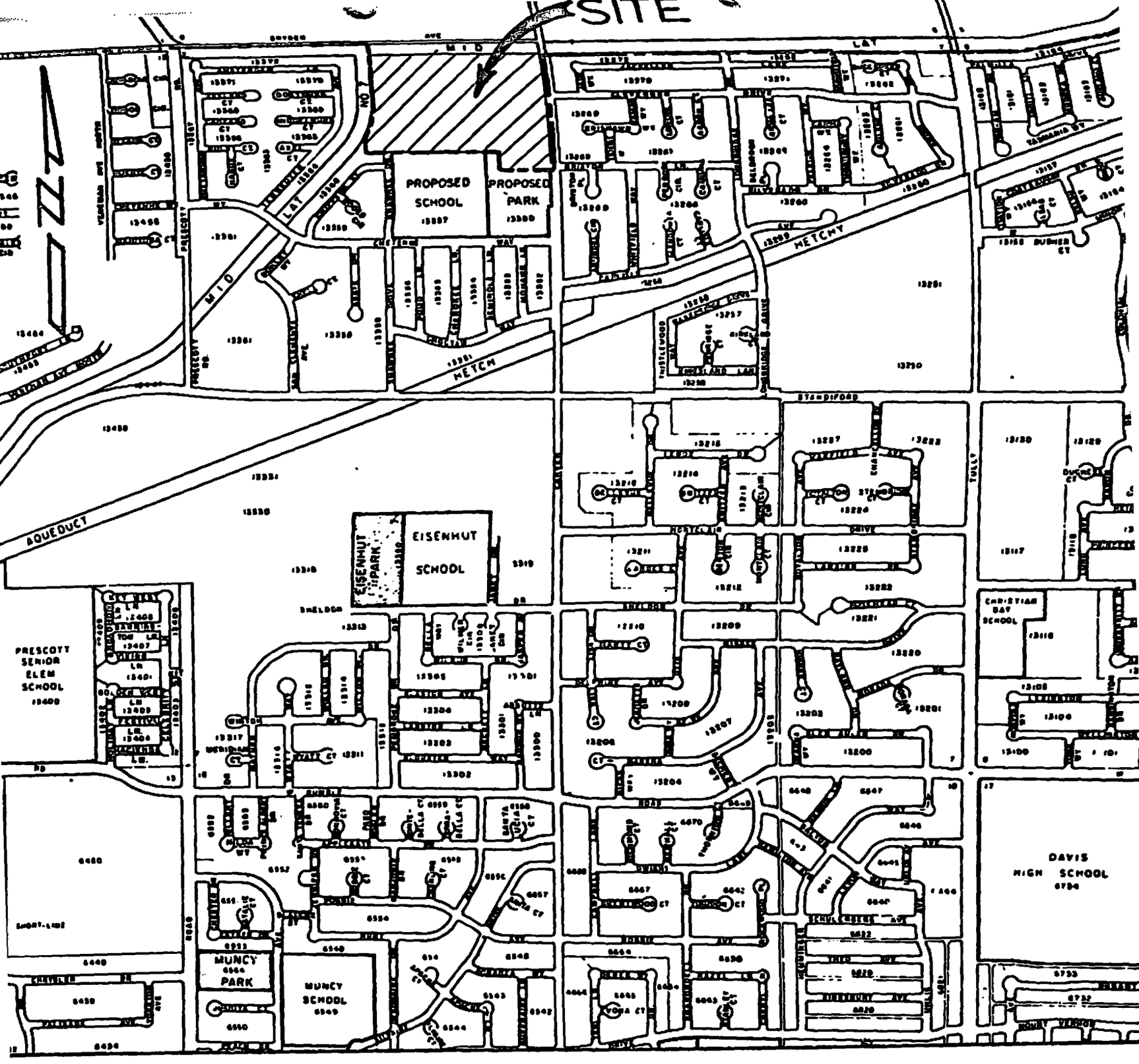
Yes

4. If the proposal is approved, are there any conditions the City would like LAFCO to impose?

None

5. Other comments the City would like to make.

None




# PROPOSED
# CARVER ROAD NO.3
# REORGANIZATION
# CITY OF MODESTO

MODESTO CITY COUNCIL
RESOLUTION NO. 87-428

A RESOLUTION AUTHORIZING THE CITY MANAGER TO SIGN AN APPLICATION FOR RENTAL REHABILITATION GRANT FUNDS FOR FISCAL YEAR 1987-88.

BE IT RESOLVED by the Council of the City of Modesto that the submission of an application for $101,000 of Rental Rehabilitation Grant Funds for fiscal year 1987-88 for the rehabilitation of approximately 20 low-income rental units as recommended by the Citizens Housing and Community Development Committee is hereby approved.

BE IT FURTHER RESOLVED that the execution of the application by the City's designated official, Garth Lipsky, City Manager, be and it is hereby authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of May, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Muratore

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

052687

3050CA

MODESTO CITY COUNCIL
RESOLUTION NO. 87-429

**A RESOLUTION SETTING TIME AND PLACE FOR HEARING** ON APPEAL BY MID-VALLEY ENGINEERING, INC., TO DECISIONS OF THE PLANNING COMMISSION CONCERNING P-D(390), ORCHARD GROVE SUBDIVISION, AND A PARCEL MAP AT TEMESCAL AND MERLE

**BE IT HEREBY RESOLVED by the Council of the City of Modesto that** June 9, 1987 **, at** 7:30 **P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of** an appeal by Mid-Valley Engineering, Inc., to decisions of the Planning Commission concerning P-D(390), Orchard Grove Subdivision, and a parcel map at Temescal and Merle.

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 26th **day of** May **, 19** 87 **, by Councilmember** Whiteside **, who moved its adoption, which motion being duly seconded by Councilmember** Sutton **, was upon roll call carried and the resolution adopted by the following vote:**

| | | |
|---|---|---|
| **AYES:** | **Councilmembers:** | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| **NOES:** | **Councilmembers:** | None |
| **ABSENT:** | **Councilmembers:** | None |

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-430

A RESOLUTION REJECTING APPLICATION FOR LEAVE TO PRESENT LATE CLAIM ON BEHALF OF CLAIMANT LAWRENCE ARREDONDO, RECEIVED IN THE OFFICE OF THE CITY CLERK, CITY OF MODESTO

WHEREAS, an application for leave to present late claim on behalf of the claimant, Lawrence Arredondo, against the City of Modesto was received on May 19, 1987, in the office of the City Clerk.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the application for leave to present late claim on behalf of the claimant, Lawrence Arredondo, against the City of Modesto, received on May 19, 1987, in the office of Norrine Coyle, City Clerk, City of Modesto, is hereby rejected.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of May, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

RESCINDED

1993-426

THIS RESOLUTION WAS RESCINDED BY MODESTO CITY COUNCIL RESOLUTION NO. _____

MODESTO CITY COUNCIL
RESOLUTION NO. 87-431

A RESOLUTION ESTABLISHING MUNICIPAL OFF-STREET PARKING FACILITIES, PROVIDING FOR CONTROL THEREOF, AND RESCINDING RESOLUTION NO. 87-51.

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

SECTION 1. PARKING METER LOTS. The municipal off-street parking facilities specified on Exhibit "A" attached hereto are hereby established as parking meter lots to be controlled by parking meters. Parking time limits, rates of fees, and monthly fees for parking passes and reserved parking for said parking meter lots shall be as shown on Exhibit "A". Said Exhibit "A" is hereby incorporated by reference and made a part of this resolution.

SECTION 2. ATTENDANT LOTS. (a) The following municipal off-street parking facility is hereby established as a parking attendant lot:

(1) PAL-28 west side of 11th Street between I and J Streets

(b) Vehicular parking on said parking attendant lot shall be controlled and regulated by parking attendants as follows:

(1) PAL-28 from 8:00 a.m. to 6:00 p.m. Monday through Friday

(c) The rate of twenty-five cents (25¢) per hour or fraction thereof, unless validated in accordance with the provisions of Section 3-2.1604 of the Modesto Municipal Code, is hereby established for said parking attendant lot PAL-28. The price for validation stamps to be used with the validation system on said parking attendant lot, as provided by Section 3-2.1604 of the Modesto Municipal Code, shall be thirty cents (30¢) per stamp.

(d) The Director of Parking and Traffic may designate spaces in said parking attendant lot for the free parking of bicycles. When appropriate signs are erected, bicycles may be parked in such areas without charge.

(e) Monthly parking passes may be authorized by the Director of Parking and Traffic on said parking attendant lot PAL-28 when it does not encroach on the needs of shopper parking. The monthly charges for such passes shall be Twenty-five and no/100ths ($25.00) Dollars for PAL-28.

SECTION 3. PARKING TICKET LOTS. (a) The following municipal off-street parking facilities are hereby established as parking ticket lots:

(1) PTL-2 east side of 9th Street between I and J Streets, excepting the portion thereof which is Parking Meter Lot-2 (PML-2).

(2) PTL-20 west side of 10th Street between G and H Streets and south of PTL-23 (Old City Hall)

(3) PTL-23 west side of 10th Street between G and H Streets (Brack-Griffin)

(4) PTL-25 southeast corner of 9th and I Streets. (Parking in PTL-25/PML-25 is controlled by 10¢ per hour meters or 50¢ per day tickets.)

(5) PTL-34 southwest corner of 10th and K Streets

(b) Vehicular parking on said parking ticket lots PTL-2, PTL-20, PTL-23, and PTL-34 shall be controlled by means of ticket dispensing devices from 9:00 a.m. to 4:30 p.m., Monday through Friday. Vehicular parking on said parking ticket lot PTL-25/PML-25 shall be controlled by means of a ticket

dispensing device or parking meters from 9:00 a.m. to 6:00 p.m., Monday through Friday.

(c) The rate of fifty cents (50¢) per day or fraction thereof is hereby established for said parking ticket lots PTL-2, PTL-20, PTL-23, PTL-25 and PTL-34.

(d) Monthly parking passes may be authorized by the Director of Parking and Traffic on any parking ticket lot when it does not encroach on the needs of shopper parking. The monthly charges for such passes shall be Fifteen and no/100ths ($15.00) Dollars.

SECTION 4. RESERVED PARKING LOTS. (a) The following municipal off-street parking facilities are hereby designated as reserved parking lots:

(1) RPL-4a west side of 11th Street between H and I Streets (street level)

(2) RPL-39 south side of I Street between 10th and 11th Streets

(b) Vehicular parking on said reserved parking lots shall be controlled by signs and painted markings.

(c) Charges for reserved parking on RPL-4a and RPL-39 shall be Twenty-five and no/100ths ($25.00) Dollars per space per month.

SECTION 5. FREE PARKING LOTS. (a) The following municipal off-street parking facilities shall be free parking lots:

(1) PL-10 east side of 8th Street between I and K Streets

(2) PL-13 north side of H Street between 15th and 16th Street (Modesto Stanislaus Library)

(3) PL-15 east side of 11th Street between F and G Streets (north of Fire Station #1)

(4) PL-16 east side of 11th Street between F and G Streets (south of Fire Station #1)

(5) PL-27 Southern Pacific Depot between I and K Streets

(b) Parking time limit on PL-13 shall be either no time limit or in portions as posted, a two-hour time limit 8:00 a.m. to 5:00 p.m., Monday through Friday.

SECTION 6. DISABLED PERSONS. Notwithstanding any other provision of this resolution, disabled persons, as defined in Section 22511.5 of the California Vehicle Code, displaying a distinguishing license plate or distinguishing placard issued pursuant to Section 22511.5 of the California Vehicle Code may park free in any of the municipal off-street parking facilities specified in this resolution, except in reserved parking spaces.

SECTION 7. JURY PARKING. Persons ordered to appear for jury duty may park exclusively in the following municipal off-street parking facilities in compliance with the fees and regulations specified in this resolution:

(1) PL-10 - exclusive all day

(2) PTL-25 - exclusive from 8 a.m. to 12 Noon

SECTION 8. EFFECTIVE DATE. The effective date of this resolution shall be June 15, 1987.

SECTION 9. RESCIND. Resolution No. 87-51 adopted January 20, 1987, is rescinded effective June 15, 1987.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of June, 1987, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Patterson |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, City Attorney

| PARKING METER LOT NUMBER | LOCATION | TIME LIMITS & FEE CLASSIFICATION | FEES FOR MONTHLY PASSES | MONTHLY FEE FOR RESERVED SPACE |
|---|---|---|---|---|
| 1. PML-2 | East side of 9th Street between I and J Streets, excepting the portion thereof which is Parking Ticket Lot-2 (PTL-2) | PM-1 | * | ** |
| 2. PML-2a | Alley between 9th, 10th, I and J Streets | PM-1 | * | ** |
| 3. PML-3 | Southeast corner of 12th and I Streets | PM-3 | * | ** |
| 4. PML-11 | Southwest corner of 10th and H Streets | PM-2 | * | $20.00*** |
| 5. PML-21 | Southwest corner of 11th and K Streets | PM-4 | $15.00 | ** |
| 6. PML-24 | Southeast corner of 9th and J Streets | PM-1 | * | ** |
| 7. PML-25 | Southeast corner of 9th and I Streets | PM-3***** | $15.00 | ** |
| 8. PML-30 | East side of 12th Street between J and K Streets | PM-6 | $25.00 | ** |
| 9. PML-32 | East side of 10th Street between J and K Streets | PM-1 | $15.00 | ** |
| 10. PML-33 | Northeast corner of 10th and H Streets | PM-1 | * | $25.00**** |
| 11. PML-35 | County Administration Lot, between 11th, 12th, G and H Streets | PM-5 | * | ** |
| 12. PML-40 | Former Crocker Bank Lot, 10th Near I Streets | PM-1 | * | $25.00*** |

* Monthly passes are not authorized
** Reserved spaces are not authorized
*** No limit on the number of spaces reserved
**** The number of spaces reserved is limited to a maximum of 15
***** Daily 50¢ parking tickets are also authorized

## TIME LIMITS AND FEE CLASSIFICATION

PM-1: Three (3) hour limit, 9 a.m. to 6 p.m., Monday through Friday; five cents (5¢) per one-half (1/2) hour or fraction thereof.

PM-2: Five (5) hour limit, 9 a.m. to 6 p.m., Monday through Friday; five cents (5¢) per one-half (1/2) hour or fraction thereof.

PM-3: No time limit, 9 a.m. to 6 p.m., Monday through Friday; five cents (5¢) per one-half (1/2) hour or fraction thereof.

PM-4: No time limit, 9 a.m. to 6 p.m., Monday through Friday, twenty-five cents (25¢) per hour or fraction thereof.

PM-5: Time limit as posted, either twenty-four (24) minute, one hour or three hour time limit, 8 a.m. to 5 p.m., Monday through Friday, one cent (1¢) per six (6) minutes or fraction thereof.

PM-6: No time limit, 9 a.m. to 6 p.m., Monday through Friday, ten cents (10¢) per one-half (1/2) hour or fraction thereof.

MODESTO CITY COUNCIL
RESOLUTION NO. 87-432

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION MAP 25-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON FROM R-1 TO C-3.

WHEREAS, on June 2, 1987, the City Council introduced Ordinance No. 2516-C.S. giving approval to a project relating to an amendment to Section Map 25-3-9 of the Zoning Map of the City of Modesto to reclassify from Low Density Residential Zone, R-1, to Highway Commercial Zone, C-3, property located on the north side of Yosemite Boulevard west of McClure Road, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to an amendment to Section Map 25-3-9 of the Zoning Map of the City of Modesto to reclassify from Low Density Residential Zone, R-1, to Highway Commercial Zone, C-3, property located on the north side of Yosemite Boulevard west of McClure Road.



98CA

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of June, 1987, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney



98CA

MODESTO CITY COUNCIL
RESOLUTION NO. 87-433

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION MAP 14-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON FROM R-3 TO R-1.

WHEREAS, on June 2, 1987, the City Council introduced Ordinance No. 2517-C.S. giving approval to a project relating to an amendment to Section Map 14-3-9 of the Zoning Map of the City of Modesto to reclassify from Medium High Density Residential Zone, R-3, to Low Density Residential Zone, R-1, property located on the south side of Floyd Avenue and on the west side of Roselle Avenue, extended, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to an amendment to Section Map 14-3-9 of the Zoning Map of the City of Modesto to reclassify from Medium High Density Residential Zone, R-3, to Low Density Residential Zone, R-1, property located on the south side of Floyd Avenue and on the west side of Roselle Avenue, extended.



98CA

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of June, 1987, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney



98CA

MODESTO CITY COUNCIL
RESOLUTION NO. 87-434

A RESOLUTION GRANTING THE APPEAL FILED BY ARNOLD-PACIFIC PROPERTIES, INC. TO THE DECISION OF THE BOARD OF ZONING ADJUSTMENT WHICH GRANTED AN AMENDMENT TO A HIGHWAY COMMERCIAL ZONE (C-3) CONDITIONAL USE PERMIT TO ALLOW A SHOPPING CENTER AT THE NORTHWEST CORNER OF McHENRY AVENUE AND STANDIFORD AVENUE.

WHEREAS, an application for a conditional use permit to allow a shopping center at the northwest corner of McHenry Avenue and Standiford Avenue was filed by Arnold-Pacific Properties, Inc. on March 20, 1987, and

WHEREAS, Sections 10-1.202(a) and 10-2.2503 of the Modesto Municipal Code authorize the Board of Zoning Adjustment to grant conditional use permits, and

WHEREAS, a public hearing was held by the Board of Zoning Adjustment on April 23, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, at which hearing evidence, both oral and documentary, was received and considered, and

WHEREAS, after holding said public hearing, the Board of Zoning Adjustment adopted Resolution No. 1303 on April 23, 1987, which granted a conditional use permit to allow a shopping center at the northwest corner of McHenry Avenue and Standiford Avenue, subject to certain conditions as set forth in said Board of Zoning Adjustment Resolution No. 1303, and

WHEREAS, an appeal was filed with the City Council by Arnold-Pacific Properties, Inc. by letter dated April 28, 1987 to the decision of the Board of Zoning Adjustment relating to conditions of Resolution No. 1303 which eliminated certain curb cuts, and

WHEREAS, said appeal was set for hearing before the City Council of the City of Modesto in the Council Chambers, City Hall, 801 11th Street, Modesto, California, at 4:00 p.m. on May 19, 1987, and at the request of the applicant said hearing was continued to June 2, 1987, at which time said hearing was held and evidence, both oral and documentary, was taken and introduced, and

WHEREAS, after said public hearing, the Council of the City of Modesto found and determined that the appeal filed by Arnold-Pacific Properties, Inc. to the decision of the Board of Zoning Adjustment, which granted a conditional use permit to allow a shopping center at the northwest corner of McHenry Avenue and Standiford Avenue, should be granted, and that the decision of the Board of Zoning Adjustment to eliminate certain curb cuts should be overruled for the following reason:

> A modified driveway pattern for the development, including deletion of one curb cut onto McHenry Avenue, and the specially designed driveway approach on Standiford Avenue will facilitate traffic flow both on and off-site.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the appeal of Arnold-Pacific Properties, Inc. to the decision of the board of Zoning Adjustment, which granted a conditional use permit to allow a shopping center at the northwest corner of McHenry Avenue and Standiford Avenue, is hereby granted, and the decision of the Board of Zoning Adjustment, as set forth on the plot plan and approved by Resolution No. 1303, is hereby overruled; and the appeal of Arnold-Pacific Properties, Inc. be granted for the reason set forth above and subject to the following conditions:

1. Prior to issuance of a bulding permit, the developer shall obtain approval by the Director of Planning and Community Development, the Director of Parking and Traffic and the City Engineer of a special ingress-egress access opening onto Standiford Avenue, designed to allow only right turns to and from the property.

2. All other conditions of BZA Resolution No. 1303 not in conflict with the above shall remain in full force and effect.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of June, 1987, by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-435

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO THE DECISION OF THE BOARD OF ZONING ADJUSTMENT WHICH GRANTED AN AMENDMENT TO A HIGHWAY COMMERCIAL ZONE (C-3) CONDITIONAL USE PERMIT TO ALLOW A SHOPPING CENTER, PROPERTY LOCATED AT THE NORTHWEST CORNER OF MCHENRY AVENUE AND STANDIFORD AVENUE. (ARNOLD-PACIFIC PROPERTIES, INC.)

WHEREAS, on June 2, 1987, the City Council introduced Resolution No. 87-434 giving approval to a project relating to the decision of the Board of Zoning Adjustment which granted an amendment to a Highway Commercial Zone (C-3) conditional use permit to allow a shopping center, property located at the northwest corner of McHenry Avenue and Standiford Avenue, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to an amendment to a Highway Commercial Zone (C-3) conditional use permit to allow a shopping center, property located at the northwest corner of McHenry Avenue and Standiford Avenue.



98CA

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of June, 1987, by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney



98CA

MODESTO CITY COUNCIL
RESOLUTION NO. 87-436

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE RESURFACING OF THE 9TH STREET BRIDGE

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

SECTION 1. The plans and specifications for the resurfacing of the 9th Street bridge

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on June 23, 1987, at 11:00 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of June, 1987, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-437

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING THE CITY'S ANNUAL REQUIREMENTS OF READY-MIXED CONCRETE

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

SECTION 1. The plans and specifications for furnishing the City's annual requirements of ready-mixed concrete

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on June 23, 1987, at 3:15 p.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of June, 1987, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-438

A RESOLUTION ACCEPTING THE BID OF CLYDE WHEELER PIPELINE, INC. FOR CONSTRUCTION OF THE BOISE AVENUE WATERLINE EXTENSION

WHEREAS, Resolution No. 87-372, adopted by the Council of the City of Modesto on May 12, 1987, approved the plans and specifications for the construction of the Boise Avenue waterline extension and authorized the calling for bids; and

WHEREAS, the bids received for the construction of the Boise Avenue waterline extension were opened at 11:00 a.m. on May 26, 1987, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of Clyde Wheeler Pipeline, Inc. in the amount of $35,614.75 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Clyde Wheeler Pipeline, Inc. in the amount of $35,614.75 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of June, 1987, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Patterson |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-439

A RESOLUTION ACCEPTING THE MODIFICATION OF TRAFFIC SIGNALS AT BRIGGSMORE AND COFFEE AS COMPLETE

WHEREAS, a report has been filed by the Director of Parking & Traffic, that the modification of traffic signals at Briggsmore and Coffee

has been completed by Collins Electrical Company

in accordance with the contract agreement dated January 6, 1987 .

NOW, THEREFORE, BE IT RESOLVED that the modification of traffic signals at Briggsmore and Coffee

be accepted from said contractor, Collins Electrical Company ; that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $32,612 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 2nd day of June, 1987, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-440

A RESOLUTION ACCEPTING THE BID OF WICKUM CONSTRUCTION FOR FURNISHING ALUMINUM STADIUM SEATING

WHEREAS, Resolution No. 87-323, adopted by the Council of the City of Modesto on April 28, 1987, approved the plans and specifications for the purchase of aluminum stadium seating

and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of aluminum stadium seating

were opened at 3:10 p.m. on May 26, 1987, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of Wickum Construction in the amount of $26,045.55

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Wickum Construction in the amount of $26,045.55

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of June, 1987, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Patterson |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-441

A RESOLUTION APPROVING AMENDED AGREEMENT BETWEEN THE CITY OF MODESTO AND JERICON INDUSTRIES, INC. FOR LEASE OF FIXED BASE OPERATION FACILITIES AT THE AIRPORT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the amended agreement between the City of Modesto and Jericon Industries, Inc. for lease of fixed base operation facilities at the Modesto City-County Airport be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of June, 1987, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Patterson |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-442

A RESOLUTION APPROVING SUBMISSION OF THE ANNUAL TRANSPORTATION CLAIMS TO THE STANISLAUS AREA ASSOCIATION OF GOVERNMENTS (SAAG).

WHEREAS, money is available from the Local Transportation Fund and the State Transit Assistance Fund for use by the City of Modesto in carrying out various activities related to transportation, and

WHEREAS, annually these funds are allocated by the Stanislaus Area Association of Governments (SAAG) in accordance with established priorities, and

WHEREAS, the City of Modesto's claim has been prepared in accordance with established priorities and provides for the use of $2,531,229 from the Local Transportation Fund,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that submission of the City of Modesto's Annual Transportation Claim by the City Manager to the Stanislaus Area Association of Governments (SAAG) in the amount of $2,531,229 for the fiscal year 1987-88 is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of June, 1987, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-443

A RESOLUTION ADOPTING AMENDMENTS TO THE STANDARD SPECIFICATIONS OF THE CITY OF MODESTO.

WHEREAS, Section 4-4.801 of the Modesto Municipal Code provides for the adoption by the City Council of "Standard Specifications of the City of Modesto," said Standard Specifications to be prepared by the Director of Engineering Services and recommended by the Planning Commission, and

WHEREAS, the Director of Engineering Services has recommended amendments, which include several additions, deletions, or revisions to the Standard Specifications, which are contained in the document titled "Standard Specifications of the City of Modesto," and

WHEREAS, the proposed amendments are to accomplish clarification of existing texts and drawings, updating to include the current editions of standards and tests, adding policies and procedures already used in practice, and adopting changes and/or additions to present policies and procedures, and

WHEREAS, the proposed amendments were considered by the Construction Industry Liaison Committee and notices of an informal public hearing by the Planning Commission to consider the proposed amendments were sent to the Building Industry Association, Board of Realtors, Stanislaus County Public Works, and to local developers, engineers, and utility companies, and

WHEREAS, an informal public hearing to consider the proposed amendments was held by the Planning Commission on May 11, 1987, and

WHEREAS, the Planning Commission, by Resolution No. 87-71, adopted on May 11, 1987, recommended to the City Council the adoption of amendments to the Standard Specifications of the City of Modesto as incorporated in the document titled "Standard Specifications of the City of Modesto, 1987," copies of which are on file in the offices of the Director of Engineering Services and the Secretary of the Planning Commission, and

WHEREAS, said proposed amendments to the Standard Specifications of the City of Modesto, as prepared by the Director of Engineering Services and recommended by the Planning Commission, were considered by the City Council at its regular meeting on June 2, 1987, at which time the Council determined that the proposed amendments to the Standard Specifications of the City of Modesto, as recommended by the Planning Commission, should be adopted as the Standard Specifications of the City of Modesto, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that pursuant to the provisions of Section 4-4.801 of the Modesto Municipal Code, those certain amendments to the "Standard Specifications of the City of Modesto", copies of which amendments are on file in the offices of the Director of Engineering Services and the Secretary of the Planning Commission, are hereby adopted as amendments to the Standard Specifications of the City of Modesto.

BE IT FURTHER RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to amendments to the Standard Specifications.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of June, 1987, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-444

A RESOLUTION APPROVING THE LOCAL AGENCY FORMATION COMMISSION "CITY ANNEXATION QUESTIONNAIRE" FOR ROSEMORE-COX REORGANIZATION

BE IT RESOLVED by the Council of the City of Modesto that the attached Local Agency Formation Commission "City Annexation Questionnaire" for the Rosemore-Cox Reorganization Annexation is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of June, 1987, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Patterson |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

1. Name of City Modesto

2. Name of Proposed Reorganization Rosemore-Cox

3. Can the City provide complete City Services to the reorganization area if the proposal is approved?

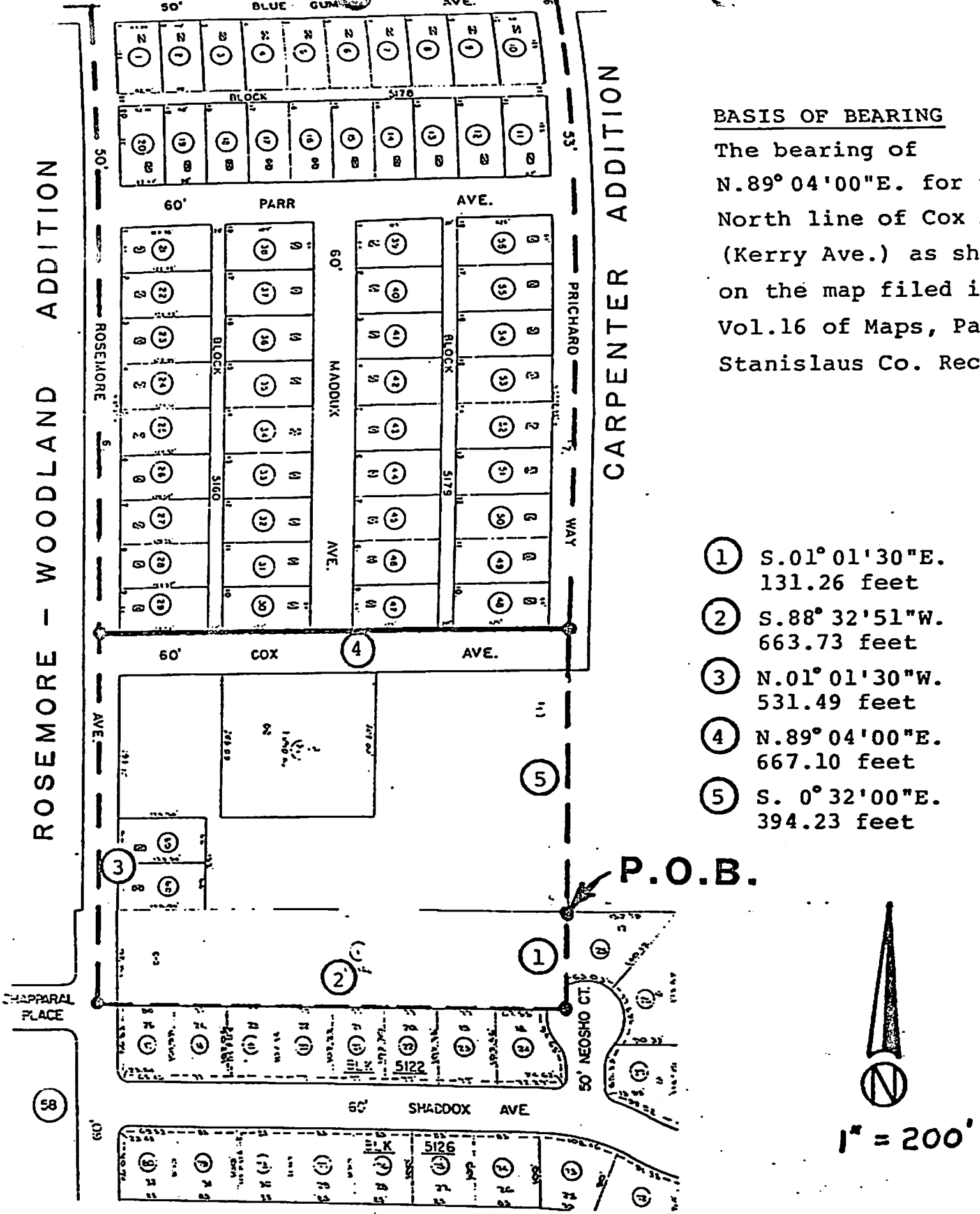
Yes

4. If the proposal is approved, are there any conditions the City would like LAFCO to impose?

No

5. Other comments the City would like to make.

None



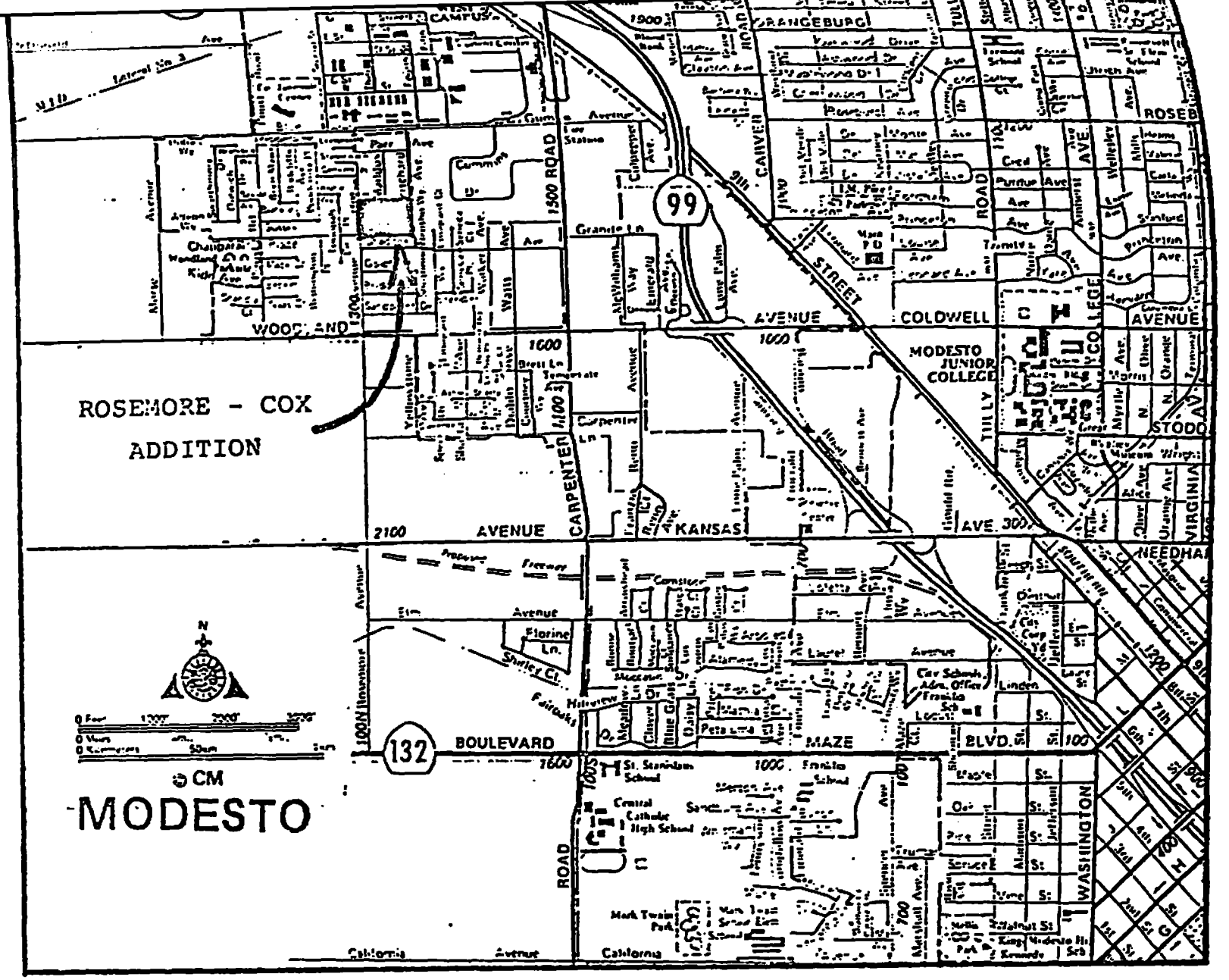

BASIS OF BEARING

The bearing of N.89° 04'00"E. for the North line of Cox Ave. (Kerry Ave.) as shown on the map filed in Vol.16 of Maps, Page 54, Stanislaus Co. Records.

1. S.01° 01'30"E. 131.26 feet
2. S.88° 32'51"W. 663.73 feet
3. N.01° 01'30"W. 531.49 feet
4. N.89° 04'00"E. 667.10 feet
5. S. 0° 32'00"E. 394.23 feet

# ROSEMORE - COX ADDITION

8.072 Acres


ROSEMORE - COX
ADDITION
MODESTO
WOODLAND
AVENUE
COLDWELL
AVENUE
KANSAS
AVE.
BOULEVARD
MAZE
BLVD.
CARPENTER
ROAD
STREET
CANYON
ROAD
TULLY
ROAD
WASHINGTON
MODESTO JUNIOR COLLEGE
99
132
CAMPUS
ORANGEBURG
ROSE
STODD
VIRGINIA
NEEDHAM
Florine Ln.
Shirley Ct.
Fairoaks
Hillview
Grande Ln
Carpenter Ln
Freeway
Pressure
California
Avenue
St. Stanislaus School
Central Catholic High School
Franklin School
Mark Twain Park
Marshall Ave.
Lincoln
Lucas Palm Ave.
Cabernet Ave.
Cummins Dr.
Watts
Walker Ave.
McWhorter Way
Dashin
Yellowstone
Frontier
Tranquillity
Wellesley
Amherst
Pontiac
Cord
Pontiac Ave
Trinity
Princeton
Pierson
Ave.
Alice Ave
Oliver
Orange
Myrtle
Morris
Wilson
Wilcox
Wright
Alice
Ave
Oliver
Virginia Ave
Dr. McCarthy
Clover
Blue Gum
Oakley
Petaluma
Lincoln
Lucas
Lucas St.
Lucas Ln.
Cov Schools Adm. Office
Franklin Sch
Lincoln
Lucas
Lucas St.
Maple
Oak
Pine
Spruce
Alabama
Jefferson
Walnut St
Walnut Ave
Wilson
Wilcox
Wright
Alice
Oliver
Virginia Ave
Sierra
Sierra Ave
Sierra Ln
Sierra Ct
Sierra Dr
Sierra Way
Sierra Cir
Sierra Pl
Sierra Ter
Sierra Sq
Sierra Blvd
Sierra Rd
Sierra St

MODESTO CITY COUNCIL
RESOLUTION NO. 87-445

A RESOLUTION APPROVING THE LOCAL AGENCY FORMATION COMMISSION "CITY ANNEXATION QUESTIONNAIRE" FOR RED PINE REORGANIZATION

BE IT RESOLVED by the Council of the City of Modesto that the attached Local Agency Formation Commission "City Annexation Questionnaire" for Red Pine Reorganization Annexation is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of June, 19 87, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Patterson |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

1. Name of City Modesto

2. Name of Proposed Reorganization Red Pine

3. Can the City provide complete City Services to the reorganization area if the proposal is approved?

Yes

4. If the proposal is approved, are there any conditions the City would like LAFCO to impose?

No

5. Other comments the City would like to make.

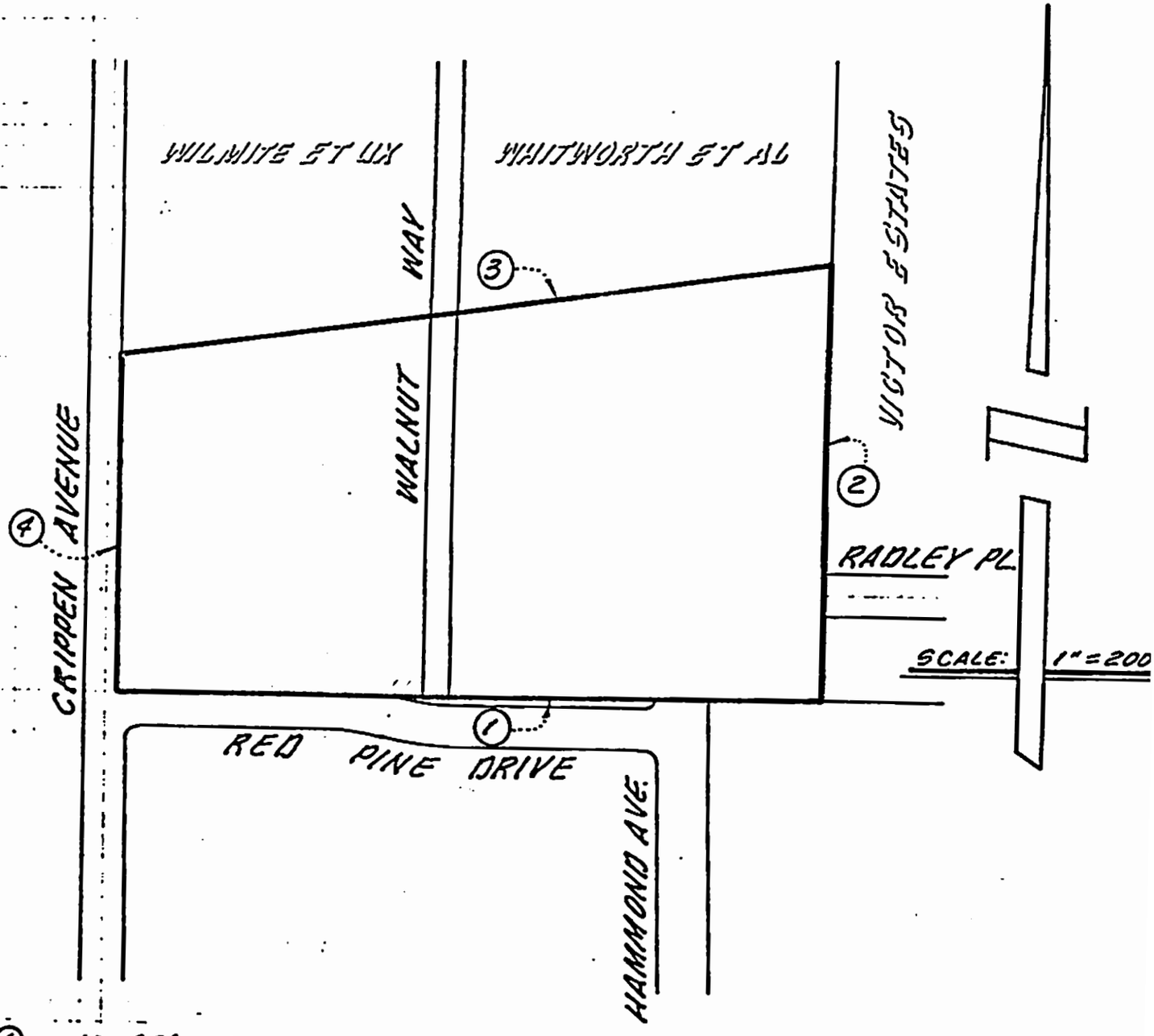
None

engineering
P.O. Box 818 MODESTO, CALIFORNIA 95353
(209) 526-4214

# RED PINE REORGANIZATION

Date APRIL 81
Scale 1" = 200'
Job No. 60-837






| | | |
|---|---|---|
| 1 | N. 89° 51' 00" E. | 835.50' |
| 2 | N. 0° 00' 00" E. | 513.20' |
| 3 | S. 82° 38' 00" W. | 845.30' |
| 4 | S. 0° 23' 52" E. | 407.01' |

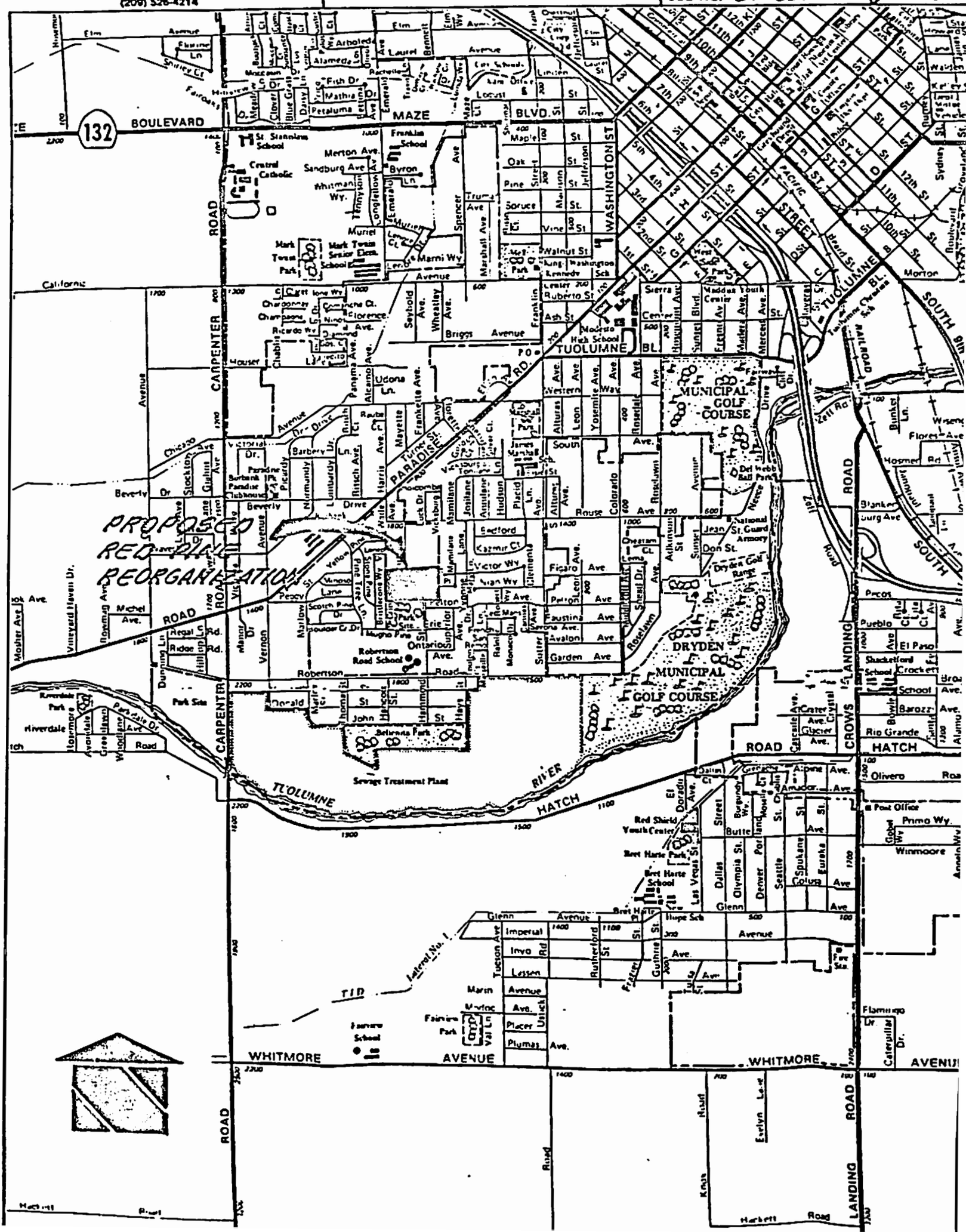
CONTAINING 8.84 ACRES

P.O. Box 816 MODESTO, CALIFORNIA 95353
(209) 526-4214

# REORGANIZATION

Job No. 60-837

OF 1



MODESTO CITY COUNCIL
RESOLUTION NO. 87-446

A RESOLUTION APPROVING THE SOLICITING OF PROPOSALS FROM CONSULTING ENGINEERS FOR PREPARATION OF PLANS, SPECIFICATIONS, AND COST ESTIMATES FOR A NEW FIXED-FILM REACTOR

WHEREAS, the 1986-87 budget approved $150,000 for the design of a major improvement to the Wastewater Treatment Facility; and

WHEREAS, a new Fixed-Film Reactor has been identified as the next major treatment process needed at the plant and calls for start-up by July, 1988; and

WHEREAS, preparation of plans, specifications and cost estimates for the new Fixed-Film Reactor will need to be handled by a consulting engineer with expertise in the design of wastewater treatment facilities and it is requested the Council authorize staff to seek proposals from qualified engineers to provide these design services.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that it hereby approves the request for proposals from consulting engineers for preparation of plans, specifications, and cost estimates for a new Fixed-Film Reactor, and authorizes the Director of Utility Services to seek proposals.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of June, 1987, by Councilmember Sutton , who moved its adoption, which motion being duly seconded by Councilmember Whiteside , was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Patterson |

ATTEST: Norrine Coyle

NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-447

A RESOLUTION APPROVING THE 1987-88 BUDGET FOR THE ADMINISTRATION OF CITY-COUNTY SERVICE AGREEMENT OF THE WASTE-TO-ENERGY PROJECT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the 1987-88 budget for the administration of City-County Service Agreement of the Waste-to-Energy Project in an estimated amount of $592,093, to be paid from the Waste-To-Energy Trust Fund administered by Stanislaus County be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said budget for the administration of City-County Service Agreement of the Waste-to-Energy Project by the designated 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 June, 1987, by Councilmember Sutton , who moved its adoption, which motion being duly seconded by Councilmember Whiteside , was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Patterson |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-448

A RESOLUTION APPROVING AN AGREEMENT BETWEEN THE CITY OF MODESTO AND THE EMPIRE UNION SCHOOL DISTRICT FOR REIMBURSEMENT OF COSTS TO EXTEND A LARGER AND DEEPER SEWER THAN NEEDED FOR THE SCHOOL AND RESCINDING COUNCIL RESOLUTION NO . 87-206

WHEREAS, on March 17, 1987, the City Council authorized a reimbursement agreement with the Empire Union School District; and

WHEREAS, the School District has requested that the agreement be changed to allow a 20-year recovery period for lateral charges instead of 10 years, and that refunds be paid to the school district rather than be treated as credits or off-sets to periodic charges.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Empire Union School District for reimbursement of costs to extend a larger and deeper sewer than needed for the school is approved, and the execution of said agreement by the designated city officials is hereby authorized.

BE IT FURTHER RESOLVED that Resolution No. 87-206, approved by the City Council on March 17, 1987, is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of June, 1987, by Councilmember Sutton , who moved its adoption, which motion being duly seconded by Councilmember Whiteside , was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Patterson |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-449

A RESOLUTION APPROVING THE FINAL MAP OF THE CAPE COD ESTATES NO. 4 SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, Franco Construction, Inc. is possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 19.497 acres, known as the Cape Cod Estates No. 4 Subdivision, and

WHEREAS, a tentative map of said tract was approved by the Planning Commission of the City of Modesto on the 17th day of March, 1986, and

WHEREAS, the Secretary of the Planning Commission of the City of Modesto has certified that the final map of said tract substantially conforms to the approved tentative map, and

WHEREAS, the City Engineer of the City of Modesto has certified that the final map of said Cape Cod Estates No. 4 Subdivision meets all of the provisions of the California Subdivision Map Act and the provisions of the Modesto Municipal Code relating to subdivisions, and that the map is technically correct,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said final map be approved; that the streets, alleys and easements as shown thereon within the boundaries of said tract be accepted on behalf of the public for public use; and that the City Clerk be authorized to certify the map of said tract on behalf of the City of Modesto after the fees and deposits required by the Modesto Municipal Code in amounts determined by the City Engineer have been paid, and subdividers have furnished securities, as set forth in Section 4-4.605 of the Modesto Municipal Code, which shall secure the obligations set forth in Section 66499.3 of the Government Code of the State

of California. Said securities shall be in forms acceptable to the City Attorney and in the amounts required by the Agreement hereinafter referred to.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of June, 1987, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney



2807CA

MODESTO CITY COUNCIL
RESOLUTION NO. 87-450

A RESOLUTION APPOINTING ASSISTANT CITY ATTORNEY MICHAEL D. MILICH ACTING CITY ATTORNEY DURING THE ABSENCE OR DISABILITY OF THE CITY ATTORNEY AND APPOINTING SENIOR DEPUTY CITY ATTORNEY II HURL W. JOHNSON ACTING CITY ATTORNEY DURING THE ABSENCE OR DISABILITY OF BOTH THE CITY ATTORNEY AND ASSISTANT CITY ATTORNEY.

BE IT HEREBY RESOLVED by the Council of the City of Modesto that Michael D. Milich, Assistant City Attorney, is hereby appointed Acting City Attorney during the absence or disability of the City Attorney.

BE IT FURTHER RESOLVED that Hurl W. Johnson, Senior Deputy City Attorney II, is hereby appointed Acting City Attorney during the absence or disability of both the City Attorney and Assistant 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 June, 1987, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

051387

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MODESTO CITY COUNCIL
RESOLUTION NO. 87-451

A RESOLUTION ESTABLISHING A SISTER CITY RELATIONSHIP WITH THE CITY OF KHMELNITSKY, UNION OF SOVIET SOCIALIST REPUBLICS (USSR).

WHEREAS, the International Friendship Committee has been authorized to implement and assume the responsibility of carrying out the the sister city program, and by a report dated June 3, 1987, the Committee has recommended to the City Council that a formal sister city relationship be established with the City of Khmelnitsky, Union of Soviet Socialist Republics (USSR), and

WHEREAS, the government of the Soviet Union has a town affiliation association which must approve all Soviet sister city relationships, and the City of Khmelnitsky has received approval from said association to establish a sister city relationship with the City of Modesto, and

WHEREAS, sister city affiliations are designed to improve relations and communications between Americans and the people of other lands, to establish lasting two-way relationships from which international friendship and understanding can grow, and to develop a united strength to maintain world peace, and

WHEREAS, the City of Khmelnitsky and the City of Modesto have certain things in common: both cities are regional centers located in the middle of rich agricultural areas and the two cities are similar in size, with the City of Khmelnitsky having approximately 200,000 residents, and

WHEREAS, acting in the spirit of friendly international relations between the cities, it is proposed that a sister city relationship of the two cities be based on the following understanding:

1. That there will be an exchange of official delegations, representatives of public organizations, specialists in different fields of national economy, tourists groups, amateur artists, and sportsmen, and

2. That there will be an exchange of general information about the life of the two cities and their inhabitants, the activities of the local authorities, which will promote mutual acquaintance with the experience acquired in the following different fields of life, such as: municipal services, improvement of the cities' territories, protection of environment, industry, transportation, health service, education, trade, culture, sports, social security and organization of leisure time of the population, and

WHEREAS, the City of Modesto is desirous of establishing such a sister city relationship with the City of Khmelnitsky,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby authorizes the establishment of a sister city relationship with the City of Khmelnitsky, USSR, based on the understanding stated above.

BE IT FURTHER RESOLVED that the International Friendship Committee is hereby requested to take appropriate steps to further the sister city relationship between the Cities of Modesto and Khmelnitsky.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of June, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-452

A RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO CONFIRMING CANVASS BY CITY CLERK OF A SPECIAL MUNICIPAL ELECTION HELD IN THE CITY OF MODESTO ON JUNE 2, 1987, AND DECLARING RESULTS OF SAID ELECTION.

WHEREAS, by Resolution No. 87-191, adopted on March 13, 1987, the Council of the City of Modesto (herein called the "Council") duly called and ordered held in the City of Modesto (herein called "City") a special municipal election (herein called the "election") to be held on Tuesday, June 2, 1987, and to be conducted by mail ballot for the purpose of submitting to the qualified electors thereof:

Measure I - A proposal to amend the Charter of the City of Modesto to provide that if no candidate for an elective office of the City receives a majority vote at a regular municipal election, a second municipal election shall be held at which the two candidates receiving the highest number of votes at the first election shall have their names on the ballot for election to the office,

and

WHEREAS, said special election by mail ballot was held on Tuesday, June 2, 1987, in accordance with law and the proceedings of this Council, and the votes thereat received and counted, and the returns thereof ascertained, determined and declared in all respects as required by law, and

WHEREAS, the returns of said election have been canvassed in accordance with law and said proceedings and the City Clerk has certified the results of the election to the Council,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby finds and determines as follows:

SECTION I. That due notice of said special municipal election by mail ballot was published in The Modesto Bee, a newspaper of general circulation printed and published in the City of Modesto, County of Stanislaus, State of California, which said notice appeared in said newspaper on March 19, 1987, and March 26, 1987, respectively.

SECTION II. That pursuant to Elections Code 1351 the City Clerk mailed the combined sample ballot and mail ballot no sooner than the 29th day before the election and no later than the 10th day before the election.

SECTION III. That the canvass as shown by the certification by the City Clerk and the results of the election are hereby ratified, confirmed and approved.

SECTION IV. At the election, Measure I, the proposal to amend the Charter of the City of Modesto to provide that if no candidate for an elective office of the City receives a majority vote at a regular municipal election a second municipal election shall be held at which the two candidates receiving the highest number of votes at the first election shall have their names on the ballot for election to the office, was submitted to the electors of the City and the number of votes given in the City for and against said Measure I was as follows:

| Measure I | Total Votes For | Total Votes Against |
|---|---|---|
| City of Modesto Charter Proposal | 14,944 | 5,339 |

More than a majority of all of the votes cast at the election on Measure I were in favor of said Charter Proposal and said Charter Proposal did carry and was approved and was ratified by a majority of the qualified voters voting on said Charter Proposal.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of June, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-453

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE INSTALLATION OF FENCING AT THE REMOTE POND SITE

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

SECTION 1. The plans and specifications for the installation of fencing at the remote pond site

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on June 30, 1987, at 11:05 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of June, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-454

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE INSTALLATION OF 412.5 FEET OF ADDITIONAL GUARDRAIL ON TUOLUMNE BOULEVARD

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

SECTION 1. The plans and specifications for the installation of 412.5 feet of additional guardrail on Tuolumne Boulevard

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on July 7, 1987, at 11:00 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of June, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-455

A RESOLUTION ACCEPTING THE BID OF CONSOLIDATED ELECTRICAL DISTRIBUTORS, INC. FOR FURNISHING ANNUAL DRY-CELL BATTERY REQUIREMENTS

WHEREAS, Resolution No. 87-337, adopted by the Council of the City of Modesto on May 5, 1987, approved the plans and specifications for the annual requirements of dry-cell batteries and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of dry-cell batteries were opened at 3:00 p.m. on May 26, 1987, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of Consolidated Electrical Distributors, Inc. in the amount of $2,900 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Consolidated Electrical Distributors, Inc. in the amount of $2,900 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 June, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-456

A RESOLUTION ACCEPTING THE BID OF PAC POWER, INC. FOR FURNISHING TWO AERIAL LIFT TOWERS

WHEREAS, Resolution No. 87-303, adopted by the Council of the City of Modesto on April 21, 1987, approved the plans and specifications for the purchase of two aerial lift towers and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of two aerial lift towers were opened at 3:15 p.m. on May 9, 1987, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of Pac Power, Inc. in the amount of $121,058 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Pac Power, Inc. in the amount of $121,058 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 June, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-457

A RESOLUTION ACCEPTING THE BID OF UNITED STATES TESTING COMPANY, INC. FOR FURNISHING COMPACTION, AGGREGATE, AND CONCRETE TESTING SERVICES

WHEREAS, Resolution No. 87-322, adopted by the Council of the City of Modesto on April 28, 1987, approved the plans and specifications for the purchase of compaction, aggregate, and concrete testing services and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of compaction, aggregate, and concrete testing services were opened at 3:00 p.m. on June 2, 1987, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of United States Testing Company, Inc. in the amount of $5,300 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of United States Testing Company, Inc. in the amount of $5,300 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of June, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-458

A RESOLUTION ACCEPTING THE BID OF CRYSTAL POOL SERVICE FOR FURNISHING SWIMMING POOL CHLORINE AND MURIATIC ACID

WHEREAS, Resolution No. 87-338, adopted by the Council of the City of Modesto on May 5, 1987, approved the plans and specifications for the purchase of swimming pool chlorine and muriatic acid and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of swimming pool chlorine and muriatic acid were opened at 3:05 p.m. on May 26, 1987, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of Crystal Pool Service in the amount of $9,800 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Crystal Pool Service in the amount of $9,800 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of June, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-459

A RESOLUTION ACCEPTING THE BID OF SAFE-T-LITE FOR FURNISHING STREET NAME SIGNS

WHEREAS, Resolution No. 87-336, adopted by the Council of the City of Modesto on May 5, 1987, approved the plans and specifications for the purchase of street name signs and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of street name signs were opened at 3:25 p.m. on May 26, 1987, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of Safe-T-Lite in the amount of $11,982 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Safe-T-Lite in the amount of $11,982 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 June, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-460

A RESOLUTION ACCEPTING THE BID OF MODESTO BUILDING MAINTENANCE FOR JANITORIAL SERVICES AT THE AMERICAN LEGION HALL FOR FISCAL YEAR 1987-88

WHEREAS, Resolution No. 87-324, adopted by the Council of the City of Modesto on April 28, 1987, approved the plans and specifications for the hiring of janitorial services at the American Legion Hall and authorized the calling for bids; and

WHEREAS, the bids received for the janitorial services at the American Legion Hall were opened at 3:15 p.m. on May 26, 1987, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of Modesto Building Maintenance in the amount of $14,140 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Modesto Building Maintenance in the amount of $14,140 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 June, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-461

A RESOLUTION ACCEPTING THE TULLY ROAD RESURFACING FROM STANDIFORD TO PALMILLA AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering, that the Tully Road resurfacing from Standiford to Palmilla

has been completed by George Reed, Inc.
in accordance with the contract agreement dated November 4, 1986.

NOW, THEREFORE, BE IT RESOLVED that the Tully Road resurfacing from Standiford to Palmilla

be accepted from said contractor, George Reed, Inc.;
that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $124,638.97 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 June, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-462

A RESOLUTION ACCEPTING THE FAIRWAY NEIGHBORHOOD SOCCER FIELD LIGHTING AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering, that the Fairway Neighborhood soccer field lighting

has been completed by Richard A. Heaps Electrical Contractor in accordance with the contract agreement dated June 10, 1986.

NOW, THEREFORE, BE IT RESOLVED that the Fairway Neighborhood soccer field lighting

be accepted from said contractor, Richard A. Heaps Electrical Contractor that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $78,635.42 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 June, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-463

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND** THE MODESTO BEE TO PRINT AND PUBLISH THE OFFICIAL LEGAL ADVERTISING FOR ONE YEAR BEGINNING JULY 1, 1987, AND ENDING JUNE 30, 1988

**BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and** The Modesto Bee to print and publish the official legal advertising for one year beginning July 1, 1987, and ending June 30, 1988

**be, and it is hereby approved.**

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

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 9th **day of** June, **19**87, **by Councilmember** Lang, **who moved its adoption, which motion being duly seconded by Councilmember** Whiteside, **was upon roll call carried and the resolution adopted by the following vote:**

| | | |
|---|---|---|
| **AYES:** | **Councilmembers:** | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| **NOES:** | **Councilmembers:** | None |
| **ABSENT:** | **Councilmembers:** | None |

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-464

A RESOLUTION WAIVING FORMAL BID PROCEDURES AND AUTHORIZING THE PURCHASE OF GAS AND DIESEL FROM THE SOURCE WITH THE BEST AVAILABLE PRICE OR FROM ANY OTHER SOURCE AVAILABLE IN THE EVENT OF RESTRICTED SUPPLIES

BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the purchase of gas and diesel for the 1987-88 fiscal year, is hereby waived.

BE IT FURTHER RESOLVED that purchase of gas and diesel from the source with the best available price or from any other source available in the event of restricted supplies, 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 June, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-465

A RESOLUTION AUTHORIZING THE CITY MANAGER TO SUBMIT A GRANT APPLICATION TO THE STATE OF CALIFORNIA FOR THE SUPPRESSION OF DRUG ABUSE IN SCHOOLS PROGRAM.

WHEREAS, the City of Modesto desires to undertake a certain project designated Suppression of Drug Abuse in Schools Program, to be funded from funds made available through Chapter 952, Statutes of 1983 for the Suppression of Drug Abuse in Schools Program (DSP), administered by the Office of Criminal Justice Planning (hereafter referred to as OCJP),

NOW, THEREFORE, BE IT RESOLVED that the City Manager of the City of Modesto is authorized, on its behalf, to submit the attached application for funds for suppression of drug abuse purposes to OCJP and is authorized to execute on behalf of the Modesto Police Department the attached Grant Award for suppression of drug abuse purposes including any extensions or amendments thereof.

BE IT FURTHER RESOLVED that the applicant agrees to provide all matching funds required for the project (including any amendments) under the Suppression of Drug Abuse in Schools Program and the rules and regulations of OCJP and that funds will be appropriated as required thereby.

BE IT FURTHER RESOLVED that grant funds received hereunder shall not be used to supplant expenditures controlled by this body.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of June, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-466

A RESOLUTION AUTHORIZING THE CITY MANAGER TO SIGN AN APPLICATION FOR AN ENCROACHMENT PERMIT WITH THE STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION REQUESTING "TREE CITY USA" SIGNS BE ATTACHED TO THE CITY LIMITS SIGN POSTS ON STATE HIGHWAYS.

WHEREAS, the Council of the City of Modesto is requesting the State of California Department of Transportation to post "Tree City USA" signs on City limit sign posts on Highway 99 north and south bound, McHenry Avenue and Highway 108 and Highway 132 at Maze Boulevard.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the City Manager of the City of Modesto is authorized to sign an application for an encroachment permit to post "Tree City USA" signs on City limit sign posts on Highway 99 north and south bound, McHenry Avenue and Highway 108, and Highway 132 at Maze Boulevard.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of June, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

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MODESTO CITY COUNCIL
RESOLUTION NO. 87-467

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND CALTRANS TO MODIFY THE M&ET RAILROAD TRESTLE OVER MORTON BOULEVARD

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Caltrans to modify the M&ET railroad trestle over Morton Boulevard

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of June, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-468

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND** GEORGE A. AND G. IMOGENE NUFER FOR WATER SERVICE TO PROPERTY OUTSIDE CITY LIMITS AT 3004 MERLE AVENUE

**BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and** George A. Nufer and G. Imogene Nufer for water service to property outside City limits at 3004 Merle Avenue, located on the south side of Merle Avenue between Roselle Avenue and Claus Road

**be, and it is hereby approved.**

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

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 9th **day of** June, **19**87, **by Councilmember** Lang, **who moved its adoption, which motion being duly seconded by Councilmember** Whiteside, **was upon roll call carried and the resolution adopted by the following vote:**

| | | |
|---|---|---|
| **AYES:** | **Councilmembers:** | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| **NOES:** | **Councilmembers:** | None |
| **ABSENT:** | **Councilmembers:** | None |

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-469

A RESOLUTION APPROVING ASSIGNMENT OF LEASE/AGREEMENT BETWEEN THE CITY OF MODESTO AND FEGM ENTERPRISE , INC. TO HROMEK MOLLERS, INC. FOR LEASE OF THE KINGS BENCH RESTAURANT IN THE CITY HALL ANNEX

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the assignment of lease/agreement between the City of Modesto and FEGM Enterprise, Inc. to Hromek Mollers, Inc. for lease of the Kings Bench Restaurant in the City Hall Annex

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of June, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-470

**A RESOLUTION SETTING TIME AND PLACE FOR HEARING** ON THE INFRASTRUCTURE STUDY COMMITTEE REPORT AND RECOMMENDATION

BE IT HEREBY RESOLVED by the Council of the City of Modesto that June 23, 1987, at 7:30 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of the Infrastructure Study Committee report and recommendation.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of June, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-471

**A RESOLUTION SETTING TIME AND PLACE FOR HEARING** ON APPEAL OF JAMES D. GROTHE TO A DECISION OF THE BOARD OF ZONING ADJUSTMENT CONCERNING AN APPLICATION FOR PLOT PLAN APPROVAL OF AN OFFICE BUILDING AT THE SOUTHWEST CORNER OF COFFEE ROAD AND SYLVAN MEADOWS DRIVE

**BE IT HEREBY RESOLVED by the Council of the City of Modesto that** June 23, 1987 **, at** 7:30 **P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of** an appeal of James D. Grothe to a decision of the Board of Zoning Adjustment concerning an application for plot plan approval of an office building at the southwest corner of Coffee Road and Sylvan Meadows Drive.

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 9th **day of** June **, 19**87**, by Councilmember** Lang **, who moved its adoption, which motion being duly seconded by Councilmember** Whiteside **, was upon roll call carried and the resolution adopted by the following vote:**

**AYES: Councilmembers:** Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

**NOES: Councilmembers:** None

**ABSENT: Councilmembers:** None

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-472

**A RESOLUTION SETTING TIME AND PLACE FOR HEARING** ON APPEAL OF MID-VALLEY ENGINEERING, ON BEHALF OF RULE DEVELOPMENT, TO A PLANNING COMMISSION DECISION CONCERNING PARKER RANCH VESTING TENTATIVE SUBDIVISION MAP

**BE IT HEREBY RESOLVED by the Council of the City of Modesto that** June 23, 1987 **, at** 7:30 **P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of** an appeal of Mid-Valley Engineering, on behalf of Rule Development, to a Planning Commission decision concerning Parker Ranch vesting tentative subdivision map.

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 9th **day of** June **, 19**87**, by Councilmember** Lang **, who moved its adoption, which motion being duly seconded by Councilmember** Whiteside **, was upon roll call carried and the resolution adopted by the following vote:**

| | | |
|---|---|---|
| **AYES:** | **Councilmembers:** | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| **NOES:** | **Councilmembers:** | None |
| **ABSENT:** | **Councilmembers:** | None |

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-473

A RESOLUTION REJECTING ALL BIDS FOR FURNISHING A TELECOMMUNICATIONS SYSTEM, OPENED IN THE OFFICE OF THE CITY CLERK ON OCTOBER 21, 1986, AND RESCINDING RESOLUTION NO. 87-327

WHEREAS, Resolution No. 87-914, adopted by the Council of the City of Modesto on August 5, 1986, approved the plans and specifications for the purchase of a telecommunications system and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of a telecommunications system were opened on October 21, 1986, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, on April 28, 1987, the contract was awarded to ASI Telesystems, Inc. for furnishing a telecommunications system; and

WHEREAS, ASI Telesystems, Inc. commenced litigation against the City of Modesto to void the award of contract of the telecommunications system, which litigation has been settled and as part of the settlement, the City desires to reject all bids and rescind Resolution No. 87-327.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that all bids received for furnishing a telecommunications system and opened in the office of the City Clerk on October 21, 1986, are hereby rejected.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of June, 1987, by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-474

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND ASI TELESYSTEMS FOR THE PURCHASE OF A TELECOMMUNICATIONS SYSTEM

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and ASI Telesystems for the purchase of a telecommunications system

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of June, 19 87, by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-475

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION MAP 12-3-8 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON FROM R-1 TO R-3 AND R-3 TO R-1. (JOE TROMBETTA)

WHEREAS, on June 16, 1987, the City Council introduced Ordinance No. 2518-C.S. giving approval to a project relating to an amendment to Section Map 12-3-8 of the Zoning Map of the City of Modesto to reclassify from Low Density Residential Zone, R-1, to Medium High Density Residential Zone, R-3, and Medium High Density Residential Zone, R-3, to Low Density Residential Zone, R-1, property located east of Veneman Avenue North, and north of Standiford Avenue, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to an amendment to Section Map 12-3-8 of the Zoning Map of the City of Modesto to reclassify from Low Density Residential Zone, R-1, to Medium high Density Residential Zone, R-3, and Medium High Density Residential Zone, R-3, to Low Density Residential Zone, R-1, property located east of Veneman Avenue North, and north of Standiford Avenue.



98CA

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of June, 1967, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Patterson, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: McGrath, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney



98CA

MODESTO CITY COUNCIL
RESOLUTION NO. 87-476

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MODESTO GIVING PUBLIC APPROVAL FOR THE ISSUANCE OF BONDS FOR L. O. ASSOCIATES, A CALIFORNIA LIMITED PARTNERSHIP.

WHEREAS, the City of Modesto (the "City") proposes to issue its Multifamily Housing Revenue Bonds (First Nationwide Bank Program), 1987 Series A, in the aggregate principal amount of not to exceed $9,040,000, and to enter into an Origination and Servicing Agreement to lend the proceeds thereof to L. O. Associates, a California Limited Partnership, for the purpose of financing the acquisition and improvement of an approximately 328-unit multifamily residential rental facility (the "Project") to be located at Merle Avenue and Oakdale Road in the City of Modesto, and

WHEREAS, the Internal Revenue Code of 1986, as amended, requires that the City Council shall approve, after public hearing following reasonable public notice, the issuance of bonds by the City for such purpose, and

WHEREAS, this Council is the applicable elected representative of the City, and it has duly called and conducted a hearing on said financing, notice of which has been given in accordance with said Code, and all persons requesting to be heard have been heard,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby finds, determines and declares that the Origination and Servicing Agreement, the Project and the issuance of bonds by the City in an aggregate principal amount not to exceed $9,040,000 for the financing therefor be and are 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 June, 1987, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-477

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR REBIDS FOR FURNISHING ONE BATTALION CHIEF'S MOBILE COMMAND POST TRUCK

WHEREAS, Resolution No. 87-373, adopted by the Council of the City of Modesto on May 12, 1987, approved the plans and specifications for the purchase of a Battalion Chief's mobile command post truck; and

WHEREAS, the bids received for the Battalion Chief's mobile command post truck were opened at 3:00 p.m. on June 9, 1987; and

WHEREAS, since potential bidders failed to respond and no bids were received, staff feels the mobile command post truck should be rebid.

NOW, THEREFORE BE IT RESOLVED the City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on June 30, 1987, 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, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of June, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-478

A RESOLUTION ACCEPTING THE BID OF COMPUTER PATHWAYS, INC. FOR PROVIDING BULK MAILING SERVICES FOR CITY OF MODESTO UTILITY BILLS

WHEREAS, Resolution No. 86-962, adopted by the Council of the City of Modesto on August 12, 1986, approved the plans and specifications for the providing of bulk mailing services for the City of Modesto and authorized the calling for bids; and

WHEREAS, the bids received for the providing of bulk mailing services for the City of Modesto were opened at 3:15 p.m. on September 2, 1986, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of Computer Pathways, Inc. for an estimated cost per fiscal year average of $5,250 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Computer Pathways, Inc. be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of June, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Patterson, Mayor Pro tem Muratore

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton, Whiteside, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-479

A RESOLUTION ACCEPTING THE BID OF JAMES SCOTT SPREADING SERVICE FOR SLUDGE REMOVAL SERVICES

WHEREAS, Resolution No. 87-374, adopted by the Council of the City of Modesto on May 12, 1987, approved the plans and specifications for the purchase of sludge removal services and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of sludge removal services were opened at 3:15 p.m. on June 2, 1987, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of James Scott Spreading Service at a cost of $1.50 per cubic yard be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of James Scott Spreading Service for an estimated cost of $66,048 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of June, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-480

A RESOLUTION WAIVING FORMAL BID PROCEDURES AND AUTHORIZE THE LEASE OF AN AERIAL TOWER TRUCK FROM MOBILE HYDRAULIC EQUIPMENT COMPANY

WHEREAS, the Parks and Recreation Department has requested the lease of a Hi-Ranger aerial tower truck from July through October for use maintaining the pruning cycle of the mature trees throughout the City; and

WHEREAS, Mobile Hydraulic Equipment of Union City, is the Northern California authorized dealership for Hi-Ranger brand equipment.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the lease of an aerial tower truck is hereby waived.

BE IT FURTHER RESOLVED that lease of an aerial tower truck from Mobile Hydraulic Equipment for the total amount of $10,780, 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 June, 1987, by Councilmember Whiteside , who moved its adoption, which motion being duly seconded by Councilmember Lang , was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-481

A RESOLUTION WAIVING FORMAL BID PROCEDURES AND AUTHORIZING THE PURCHASE OF THIRTEEN POLICE PATROL CARS FROM CHUCK SWIFT DODGE

WHEREAS, the Service Division is requesting the purchase of thirteen Police patrol cars to replace similar units presently in the fleet that will soon have 80,000 miles on their odometers; and

WHEREAS,the City has purchased patrol cars through the State of California's Cooperative Purchasing Program in the past, taking advantage of the State's volume buying; and

WHEREAS, because the State has purchased Chevrolet Caprices which are not adaptable to the equipment needed to make our Police vehicles operational, it is recommended the City purchase thirteen Dodge Diplomat patrol cars from Chuck Swift Dodge, who submitted the low bid on the State's Cooperative Purchasing Program.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the purchase of thirteen Police patrol cars is hereby waived.

BE IT FURTHER RESOLVED that purchase of thirteen police patrol cars from Chuck Swift Dodge for the total price of $152,630 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 June, 1987, by Councilmember Whiteside , who moved its adoption, which motion being duly seconded by Councilmember Lang , was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-482

A RESOLUTION AUTHORIZING INCREASE OF $5,775.30 TO THE PURCHASE ORDER ISSUED TO TURLOCK IRRIGATION DISTRICT FOR INSTALLATION OF POWER FACILITIES AT THE REMOTE POND SITE FOR CONSTRUCTION OF UNITS 2 AND 3 OF THE TREATMENT PLANT EXPANSION PROJECT

WHEREAS, on February 19, 1985, the City Council approved the issuance of a purchase order to Turlock Irrigation District for the installation of power facilities at the remote pond site for construction of Units 2 and 3 of the Treatment Plant Expansion Project; and

WHEREAS, during construction, several of the existing power poles had to be relocated to prevent conflicts with the new construction, necessitating an increase in the amount of $5,775.30 in the original purchase order.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that issuance of a purchase order to Turlock Irrigation District in the amount of $5,775.30 for installation of power facilities at the remote pond site for construction of Units 2 and 3 of the Treatment Plant Expansion Project, is hereby authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of June, 1987, by Councilmember Whiteside , who moved its adoption, which motion being duly seconded by Councilmember Lang , was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-483

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND** BROWN AND CALDWELL FOR CONSULTING ENGINEER SERVICES TO PERFORM A SCREENING TEST AND DRIVEN HOLE TEST AT TWO INACTIVE MUNICIPAL LANDFILLS

**BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and** Brown and Caldwell for consulting engineer services to perform a screning and driven hole test at two inactive municipal landfills

**be, and it is hereby approved.**

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

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 16th **day of** June, **19**87, **by Councilmember** Whiteside, **who moved its adoption, which motion being duly seconded by Councilmember** Lang, **was upon roll call carried and the resolution adopted by the following vote:**

| | | |
|---|---|---|
| **AYES:** | **Councilmembers:** | Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton |
| **NOES:** | **Councilmembers:** | None |
| **ABSENT:** | **Councilmembers:** | Mayor Mensinger |

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-484

A RESOLUTION DETERMINING THAT THE PUBLIC INTEREST AND CONVENIENCE REQUIRE THAT AN AREA BE ANNEXED TO THE MODESTO MUNICIPAL SEWER DISTRICT NO. 1; SETTING FORTH A GENERAL DESCRIPTION OF THE AREA PROPOSED TO BE ANNEXED TO THE DISTRICT; AND NAMING A TIME AND PLACE FOR HEARING ON THE ANNEXATION OF SAID TERRITORY TO SAID DISTRICT AND PROVIDING FOR NOTICE THEREOF. (FINCH NO. 1 ANNEXATION - OUTSIDE CITY LIMITS)

WHEREAS, at its meeting of May 5, 1987, the Council of the City of Modesto considered the proposed Finch No. 1 Annexation to the City of Modesto Municipal Sewer District, which area located outside the City limits would remain in Stanislaus County, and

WHEREAS, by motion, the Council submitted the proposal to the Board of Supervisors of the County of Stanislaus, State of California, and

WHEREAS, by Resolution No. 87-698, dated June 2, 1987, the Board of Supervisors of the County of Stanislaus, State of California, pursuant to Section 4641 of the Health and Safety Code, approved the annexation of approximately 458.7 acres located on the south side of Finch Road and east of Mitchell Road, to the Modesto Municipal Sewer District, and

WHEREAS, the inclusion of the area, which area is located outside the City limits, contained in Finch No. 1 Annexation to the Modesto Municipal Sewer District No. 1 of the City of Modesto is required by the public interest and convenience,

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

SECTION 1. The public interest and convenience require that that certain area known as Finch No. 1 Annexation (herein called the area proposed to be annexed) be annexed to the Modesto Municipal Sewer District No. 1 (herein called the "district") under the Community Facilities Law of 1911 (California Health and Safety Code Sections 4600, et seq., herein called the "law") pursuant to Article 5 of the law.

SECTION 2. A general description of the boundaries of the area proposed to be annexed to the district is attached hereto and made a part hereof as though set forth in full herein.

SECTION 3. The area proposed to be annexed to the Modesto Municipal Sewer District No. 1 is hereby designated as Modesto Municipal Sewer District No. 1 Annexation No. 238.

SECTION 4. The Council hereby declares that the area proposed to be annexed to the district will be benefited by such annexation.

SECTION 5. Tuesday, July 28, 1987, at the hour of 7:30 p.m., is hereby named as the time and the City Council Chambers, City Hall, 801 11th Street, Modesto, California, is hereby named as the place for the hearing by the Council of the City of Modesto of objections by any person interested in the annexation of the territory proposed to be annexed. On said day fixed for the hearing, or any day to which the hearing is continued, the Council shall hear and consider all written and oral objections presented to the annexation of the territory proposed to be annexed.

At the hearing the Council may exclude from the territory proposed to be annexed any area that in its opinion would not be benefited by inclusion within the Modesto Municipal Sewer District No. 1. The Council will not modify the boundaries of the territory proposed to be annexed so as to exclude

from it any land which would, in the judgment of the Council, be benefited by inclusion within the Modesto Municipal Sewer District No. 1, nor will the Council include in the territory proposed to be annexed any lands which will not in its judgment be so benefited.

Upon the final hearing, and after making all necessary and proper changes (if any) in the boundaries of the territory proposed to be annexed, the Council may, by resolution passed by a vote of two-thirds (2/3) of all of its members, annex the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 238.

SECTION 6. The City Clerk is hereby directed, upon the adoption of this resolution, to cause this resolution, together with the names of the members of the Council voting for and against it, to be published once a week for at least two (2) weeks before the day fixed for the hearing in The Modesto Bee, a newspaper of general circulation printed and published in the City. The first of said publications shall be not more than sixty (60) days nor less than thirty (30) days prior to the date fixed for the hearing. The City Clerk is hereby further directed to cause copies of this resolution to be posted in three (3) public places within the area proposed to be annexed, which said public places are hereby fixed and determined by the Council as follows:

(1) On the East side of Mitchell Road on the West line of the annexation, approximately 1800 feet North of Tuolumne River.

(2) On the South side of Finch Road on the North line of the annexation, approximately 300 feet East of Mariposa Road.

(3) On the West side of Codoni Avenue on the North line of the annexation, approximately 500 feet south of Finch Road.

Said posting shall be made not earlier than the sixtieth (60th) day nor later than the thirtieth (30th) day prior to the date fixed for the hearing. Not earlier than sixty (60) days nor later than thirty (30) days prior to the hearing a copy of this resolution, together with a map showing the boundary lines of the territory proposed to be annexed, shall be mailed postage prepaid;

(1) To each person to whom land in the area proposed to be annexed is assessed either (a) as such owner as shown on the last equalized county assessment roll of the County, at his address as shown upon said roll, or in the case of any real property assessed for purposes of general taxation by the State Board of Equalization then to the owner of such property as shown on the last roll of the State Board of Equalization transmitted to the County Auditor of the County at his address as known to the City Clerk (and the City Clerk shall make diligent efforts to ascertain the names and addresses of all persons owning land in the area proposed to be annexed as of a date not more than thirty (30) days prior to the date of the hearing, including inspection by or for him of said last equalized county assessment roll, said roll of said State Board of Equalization, the County Assessor's records, the County Recorder's records, and inquiry at other sources); and

(2) To each person who has any interest in any land in the area proposed to be annexed whose name and address and a designation of the land in which he is interested is on file in the office of the City Clerk.

Any error, omission or mistake in any such mailing or any failure of any person to receive any such printed copy of this resolution (and such map) shall not invalidate the proceedings hereby initiated. Said publication, posting and mailing shall constitute notice of the hearing and no other notice of the hearing need be given.

SECTION 7. This resolution is adopted, and all proceedings for the annexation of the territory proposed to be annexed and designated as Modesto Municipal Sewer District No. 1 Annexation No. 238, shall be taken pursuant to the Law.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of June, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

APPROVED AS TO DESCRIPTION:

By Paul Fire
Department of Planning and Community Development

R.B. WELTY & ASSOCIATES
ENGINEERS — SURVEYORS — PLANNERS
MAILING ADDRESS. P.O. Box 1724
521-13th Street
Modesto, California 95353-1724

R B WELTY, C E P E L S
F J REICHMUTH C E S E
R L SKIDMORE L S

Telephone
Area Code 209
526 1515

April 28, 1987 File No. 5659

REVISED

BLI/RACOR ANNEXATION
to the City of Modesto Sewer District

All that certain piece or parcel of land being a portion of Sections 1 & 2, Township 4 South, Range 9 East, and Sections 5 & 6, Township 4 South, Range 10 East, Mount Diablo Meridian, County of Stanislaus, State of California, more particularly described as follows:

BEGINNING at the corner common to Sections 35 & 36, Township 3 South, Range 9 East, and said Sections 1 & 2, Township 4 South, Range 9 East, Mount Diablo Meridian, said point lying on the South right-of-way line of a 70.00 foot wide road known as Finch Road;

Thence North 89° 20' 09" East along the line common to said Sections 36 & 1, a distance of 5,291.67 feet to the corner common to Section 36, Township 3 South, Range 9 East, Section 31, Township 3 South, Range 10 East, Section 1, Township 4 South, Range 9 East & Section 6, Township 4 South, Range 10 East;

Thence North 89° 27' 40" East along the line common to said Sections 31 & 6, a distance of 2,755.91 feet to the quarter corner common to said Sections 31 & 6;

Thence continuing along the line common to said Sections 31 & 6, North 89° 28' 01" East a distance of 2,630.58 feet to the corner common to Sections 31 & 32, Township 3 South, Range 10 East, and Sections 5 & 6, Township 4 South, Range 10 East;

Thence Easterly along the line common to said Sections 32 & 5 a distance of 574 feet, more or less, to the intersection of said Section line with the Northerly line of the Proposed Parkway along the Northerly side of the Tuolumne River;

Thence leaving said Section line and proceeding along the Northerly line of said Parkway the following courses and distances:

South 67° 30' West; 991.27 feet;
North 81° 45' West; 305 feet;
South 47° 20' West; 410 feet;
South 67° 35' West; 390 feet;
South 62° 50' West; 265 feet;
South 57° 50' West; 435 feet;
South 61° 20' West; 160 feet;
South 82° 45' West; 240 feet;
North 84° 50' West; 135 feet;
North 65° 45' West; 120 feet;
North 84° 00' West; 100 feet;

South 57° 20' West; 2,340 feet;
South 88° 30' West; 2,810 feet;
North 85° 40' West; 3,110 feet, more or less, to a point on the Easterly right-of-way line of a 200.00 foot wide road known as Mitchell Road;

Thence leaving the Northerly line of said Parkway and proceeding along last said right-of-way line the following courses and distances:

North 0° 27' 41" East; 325 feet;
Northwesterly along a curve concave to the Southwest (central angle = 56° 23' 00"; radius = 1,400.00 feet) an arc distance of 1,377.70 feet;

North 55° 55' 19" West; 193.91 feet;

Thence leaving last said right-of-way line and proceeding North 1° 04' 54" West a distance of 537.07 feet to a point on the above mentioned South right-of-way line of Finch Road and the line common to said Sections 2 & 35;

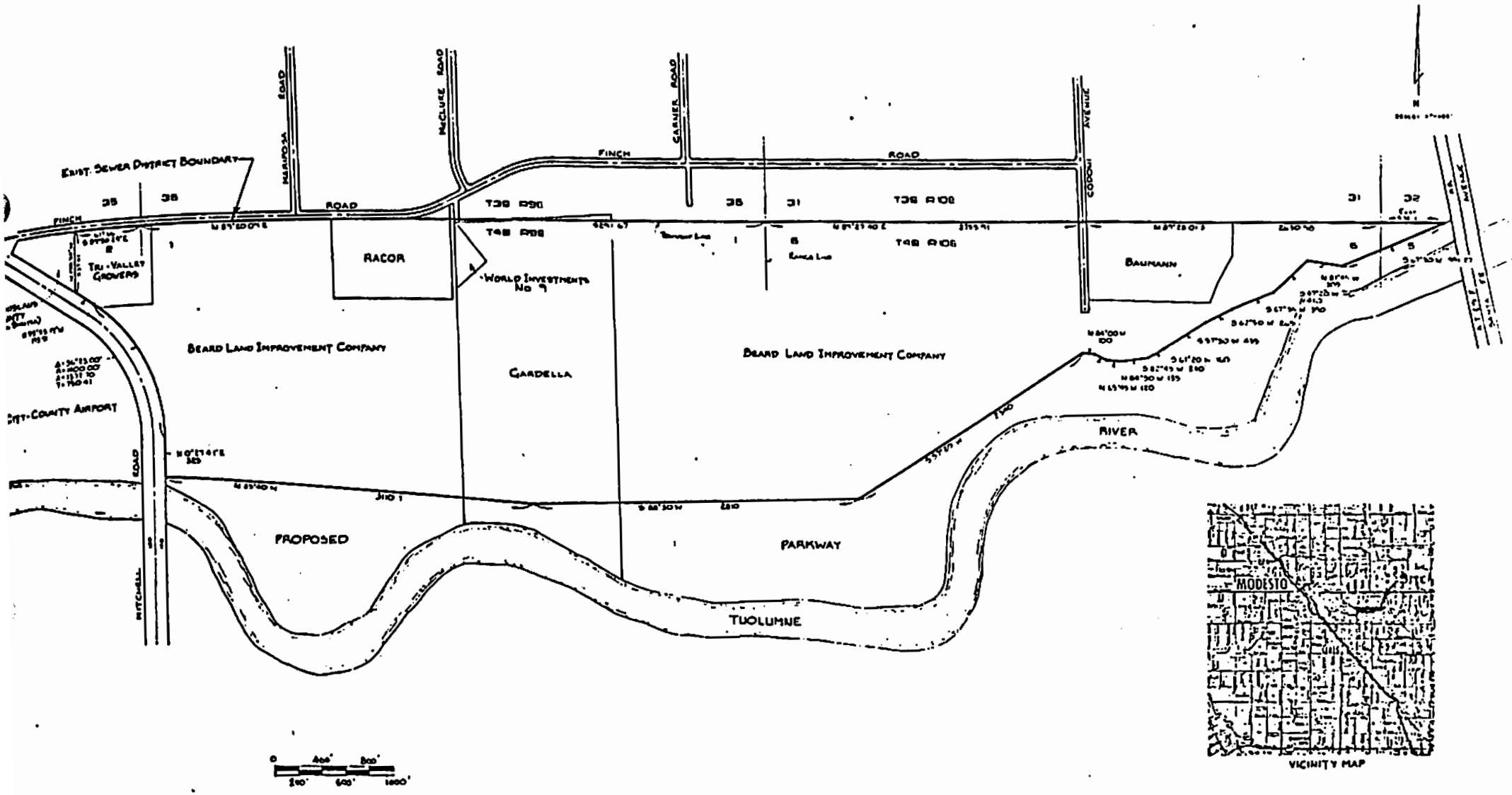
Thence South 89° 50' 24" East along last said right-of-way line and Section line, a distance of 617.66 feet to the TRUE POINT OF BEGINNING.

SUBJECT TO all easements and rights-of-way of record.

Containing 458.7 Acres, more or less.

Richard L. Skidmore
LS 3580

LICENSED LAND SURVEYOR
R. L. SKIDMORE
NO. 3580
STATE OF CALIFORNIA




| REVISIONS | | | | |
|---|---|---|---|---|
| NO | DESCRIPTION | BY | DATE | DATE 2-20-87 |
| 1 | ENCLOSURE ANIMAL SHELTER | RT | 4-8-87 | DR RT |
| | | | | CK |
| | | | | APPROVED |

**R. B. WELTY & ASSOCIATES, INC.** CIVIL ENGINEERS

821 13th STREET MODESTO CALIFORNIA 95354 (209) 526-1515

B.L.I.-RACOR ANNEXATION TO THE CITY OF MODESTO SEWER DISTRICT
SECS. 11 & 12, T4S, R9E AND SECS. 5 & 6, T4S, R10E, MDM

1

MODESTO CITY COUNCIL
RESOLUTION NO. 87-485

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND** MODESTO CITY SCHOOL DISTRICT FOR COLLECTION OF DEVELOPMENT FEES AND ESTABLISHMENT OF A PERMIT PROCESSING FEE TO COVER PROCESSING COSTS FOR THE GREATER MODESTO RELOCATABLE ADMINISTRATION AGENCY (GMAA) MEMBERS

**BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and** Modesto City School District for collection of development fees and establishment of a permit processing fee to cover processing costs for the Greater Modesto Relocatable Administration Agency (GMAA) members

**be, and it is hereby approved.**

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

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 16th **day of** June, **19**87, **by Councilmember** Whiteside, **who moved its adoption, which motion being duly seconded by Councilmember** Lang, **was upon roll call carried and the resolution adopted by the following vote:**

| | | |
|---|---|---|
| **AYES:** | **Councilmembers:** | Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton |
| **NOES:** | **Councilmembers:** | None |
| **ABSENT:** | **Councilmembers:** | Mayor Mensinger |

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-486

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND** SALIDA UNION SCHOOL DISTRICT FOR COLLECTION OF DEVELOPMENT FEES AND ESTABLISHMENT OF A PERMIT PROCESSING FEE TO COVER PROCESSING COSTS FOR THE GREATER MODESTO RELOCATABLE ADMINISTRATION AGENCY (GMAA) MEMBERS

**BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and** Salida Union School District for collection of development fees and establishment of a permit processing fee to cover processing costs for the Greater Modesto Relocatable Administration Agency (GMAA) members

**be, and it is hereby approved.**

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

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 16th **day of** June, **19** 87, **by Councilmember** Whiteside, **who moved its adoption, which motion being duly seconded by Councilmember** Lang, **was upon roll call carried and the resolution adopted by the following vote:**

| | | |
|---|---|---|
| **AYES:** | **Councilmembers:** | Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton |
| **NOES:** | **Councilmembers:** | None |
| **ABSENT:** | **Councilmembers:** | Mayor Mensinger |

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-487

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND** HART RANSOM SCHOOL DISTRICT FOR COLLECTION OF DEVELOPMENT FEES AND ESTABLISHMENT OF A PERMIT PROCESSING FEE TO COVER PROCESSING COSTS FOR THE GREATER MODESTO RELOCATABLE ADMINISTRATION AGENCY (GMAA) MEMBERS

**BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and** Hart Ransom School District for collection of development fees and establishment of a permit processing fee to cover processing costs for the Greater Modesto Relocatable Administration Agency (GMAA) members

**be, and it is hereby approved.**

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

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 16th **day of** June, **19**87, **by Councilmember** Whiteside, **who moved its adoption, which motion being duly seconded by Councilmember** Lang, **was upon roll call carried and the resolution adopted by the following vote:**

| | | |
|---|---|---|
| **AYES:** | **Councilmembers:** | Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton |
| **NOES:** | **Councilmembers:** | None |
| **ABSENT:** | **Councilmembers:** | Mayor Mensinger |

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-488

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND** SYLVAN UNION SCHOOL DISTRICT FOR COLLECTION OF DEVELOPMENT FEES AND ESTABLISHMENT OF A PERMIT PROCESSING FEE TO COVER PROCESSING COSTS FOR THE GREATER MODESTO RELOCATABLE ADMINISTRATION AGENCY (GMAA) MEMBERS

**BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and** Sylvan Union School District for collection of development fees and establishment of a permit processing fee to cover processing costs for the Greater Modesto Relocatable Administration Agency (GMAA) members

**be, and it is hereby approved.**

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

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 16th **day of** June, **19**87, **by Councilmember** Whiteside, **who moved its adoption, which motion being duly seconded by Councilmember** Lang, **was upon roll call carried and the resolution adopted by the following vote:**

| | | |
|---|---|---|
| **AYES:** | **Councilmembers:** | Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton |
| **NOES:** | **Councilmembers:** | None |
| **ABSENT:** | **Councilmembers:** | Mayor Mensinger |

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-489

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND** EMPIRE UNION SCHOOL DISTRICT FOR COLLECTION OF DEVELOPMENT FEES AND ESTABLISHMENT OF A PERMIT PROCESSING FEE TO COVER PROCESSING COSTS FOR THE GREATER MODESTO RELOCATABLE ADMINISTRATION AGENCY (GMAA) MEMBERS

**BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and** Empire Union School District for collection of development fees and establishment of a permit processing fee to cover processing costs for the Greater Modesto Relocatable Administration Agency (GMAA) members

**be, and it is hereby approved.**

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

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 16th **day of** June, **19**87, **by Councilmember** Whiteside, **who moved its adoption, which motion being duly seconded by Councilmember** Lang, **was upon roll call carried and the resolution adopted by the following vote:**

| | | |
|---|---|---|
| **AYES:** | **Councilmembers:** | Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton |
| **NOES:** | **Councilmembers:** | None |
| **ABSENT:** | **Councilmembers:** | Mayor Mensinger |

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-490

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND** STANISLAUS UNION SCHOOL DISTRICT FOR COLLECTION OF DEVELOPMENT FEES AND ESTABLISHMENT OF A PERMIT PROCESSING FEE TO COVER PROCESSING COSTS FOR THE GREATER MODESTO RELOCATABLE ADMINISTRATION AGENCY (GMAA) MEMBERS

**BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and** Stanislaus Union School District for collection of development fees and establishment of a permit processing fee to cover processing costs for the Greater Modesto Relocatable Administration Agency (GMAA) members

**be, and it is hereby approved.**

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

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 16th **day of** June, **19**87, **by Councilmember** Whiteside, **who moved its adoption, which motion being duly seconded by Councilmember** Lang, **was upon roll call carried and the resolution adopted by the following vote:**

| | | |
|---|---|---|
| **AYES:** | **Councilmembers:** | Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton |
| **NOES:** | **Councilmembers:** | None |
| **ABSENT:** | **Councilmembers:** | Mayor Mensinger |

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-491

**A RESOLUTION SETTING TIME AND PLACE FOR HEARING** OF AN APPEAL OF DELAMARE-FULTZ, ON BEHALF OF LEE NEWELL, TO A PLANNING COMMISSION DECISION CONCERNING DUTCH FAIRE II VESTING TENTATIVE SUBDIVISION MAP

**BE IT HEREBY RESOLVED by the Council of the City of Modesto that** July 7, 1987 **, at** 4:00 **P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of** an appeal of DeLaMare-Fultz, on behalf of Lee Newell, to a Planning Commission decision concerning Dutch Faire II vesting tentative subdivision map.

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 16th **day of** June **, 19**87**, by Councilmember** Whiteside **, who moved its adoption, which motion being duly seconded by Councilmember** Lang **, was upon roll call carried and the resolution adopted by the following vote:**

| | | |
|---|---|---|
| **AYES:** | **Councilmembers:** | Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton |
| **NOES:** | **Councilmembers:** | None |
| **ABSENT:** | **Councilmembers:** | Mayor Mensinger |

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-492

**A RESOLUTION SETTING TIME AND PLACE FOR HEARING** TO CONSIDER MODESTO GARBAGE COMPANY'S REQUEST FOR A THREE-YEAR EXTENSION OF THEIR FRANCHISE

**BE IT HEREBY RESOLVED by the Council of the City of Modesto that** July 7, 1987 **, at** 4:00 **P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of** Modesto Garbage Company's request for a three-year extension of their franchise.

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 16th **day of** June **, 19** 87 **, by Councilmember** Whiteside **, who moved its adoption, which motion being duly seconded by Councilmember** Lang **, was upon roll call carried and the resolution adopted by the following vote:**

**AYES: Councilmembers:** Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton

**NOES: Councilmembers:** None

**ABSENT: Councilmembers:** Mayor Mensinger

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-493

**A RESOLUTION SETTING TIME AND PLACE FOR HEARING** ON THE APPEAL OF C & G ENGINEERING ON BEHALF OF MARTIN TEUNISSEN, TO A PLANNING COMMISSION DECISION REGARDING TIME EXTENSION AND TENTATIVE SUBDIVISION MAP OF HILLVIEW MOBILEHOME PARK

**BE IT HEREBY RESOLVED by the Council of the City of Modesto that** July 7, 1987 **, at** 4:00 **P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of** an appeal of C & G Engineering on behalf of Martin Teunissen, to a Planning Commission decision regarding time extension and tentative subdivision map of Hillview Mobilehome Park.

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 16th **day of** June**, 19**87**, by Councilmember** Whiteside**, who moved its adoption, which motion being duly seconded by Councilmember** Lang**, was upon roll call carried and the resolution adopted by the following vote:**

| | | |
|---|---|---|
| **AYES:** | **Councilmembers:** | Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton |
| **NOES:** | **Councilmembers:** | None |
| **ABSENT:** | **Councilmembers:** | Mayor Mensinger |

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-494

A RESOLUTION GRANTING THE APPEAL OF GROTHE & SMITH ARCHITECTS ON BEHALF OF CALIFORNIA STATE AUTOMOBILE ASSOCIATION TO THE DECISION OF THE BOARD OF ZONING ADJUSTMENT DELETING A CURB CUT AND REQUIRING A RECIPROCAL ACCESS DRIVEWAY CONNECTING SAID PROJECT TO THE PROPERTY TO THE SOUTH, AND OVERRULING THE DECISION OF THE BOARD OF ZONING ADJUSTMENT.

WHEREAS, Grothe & Smith Architects has applied for approval of an office building for the California State Automobile Association in the Professional Office Zone, P-O, located at the southwest corner of Coffee Road and Sylvan Meadows Drive, and

WHEREAS, Section 10-1.202 of the Modesto Municipal Code authorizes the Board of Zoning Adjustment to grant plot plan approval subject to the specifications of Article 27 of the Modesto Municipal Code, and

WHEREAS, the plot plan and elevation plans for the project were reviewed by the Board of Zoning Adjustment at its meeting on May 28, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, in accordance with Article 27 of the Modesto Municipal Code, and

WHEREAS, at said meeting the Board of Zoning Adjustment, by Resolution No. 1306, approved the construction of an office building for the California State Automobile Association in the Professional Office Zone, P-O, located at the southwest corner of Coffee Road and Sylvan Meadows Drive, subject to the following conditions:

1. All development shall conform to the plot plan titled "Site Plan - Proposed New Building for California State Automobile Association" as amended in red, stamped approved by the Board of Zoning Adjustment on May 28, 1987.

2. Prior to issuance of a building permit, the applicant shall submit a set of revised plot plans and floor plans showing all changes required by the Board of Zoning Adjustment. All development shall conform to this revised plan as amended in red, stamped approved by the Board of Zoning Adjustment on May 28, 1987.

3. Prior to the issuance of a building permit, a landscaping and irrigation plan shall be approved by the Director of Parks and Recreation. Screen landscaping shall be installed along the west property line. Landscaping and the irrigation system shall be installed and maintained in accordance with the approved plan.

4. Fences or walls shall be constructed prior to occupancy and shall be as follows:

   Six-foot decorative masonry wall along the entire west property line and tied into the northwest corner of the building as shown in red on the plan. The "tie-in" wall section between the building and masonry wall may be of the same building materials as used in the building.

5. All landscaping, fences, and walls shall be maintained and the premises shall be kept free of weeds, trash, and other debris.

6. All outdoor lighting shall be shielded from adjacent residential properties as required by the Director of Engineering Services.

7. Trash bins shall be kept in enclosures in accordance with the approved plan, and shall be constructed of building materials consistent with those used in the major buildings as approved by the Director of Planning and Community Development.

8. No signs shall be permitted on the west face of the building.

9. All signs shall comply with the sign requirements of the P-O Zone.

10. Prior to the issuance of a building permit for any structure, a final parcel map shall be recorded.

11. All curbcuts serving two-way driveways shall be 41 feet in width.

12. Prior to issuance of a building permit, the developer shall show on the plans submitted to Building Inspection all fire hydrants as required by the Fire Chief. All hydrants required by the Fire Chief shall be installed and operable prior to construction of any structures.

13. The applicant shall record a "Notice of Conditions" in the Stanislaus County Recorder's Office on a form available in the Planning and Community Development Department.

14. Access to Coffee Road shall be limited to a single curbcut located across from Haig Way.

15. The developer shall, in a manner approved by the City Attorney, provide a 20-foot vehicular accessway for on-site traffic circulation for the benefit of the property to the south, substantially as shown in red on the plot plan.

and

WHEREAS, an appeal to the decision of the Board of Zoning Adjustment was filed with the City Council of the City of Modesto by Grothe & Smith Architects on behalf of California State Automobile Association, by a letter dated June 1, 1987, to appeal the Board of Zoning Adjustment's requirement of a reciprocal access driveway connecting said project to the property to the south, and

WHEREAS, said appeal was set for hearing before the City Council of the City of Modesto in the Council Chambers, City Hall, 801 11th Street, Modesto, California, on June 23, 1987, at 7:30 p.m., and

WHEREAS, the City Council, at said hearing, after hearing evidence both oral and documentary, found and determined that two curb cuts onto Coffee Road should be allowed and that no reciprocal access driveway should be required, and the decision of the Board of Zoning Adjustment should be overruled, for the following reasons:

1. The two driveways onto Coffee Road as proposed by the applicant will promote better internal traffic circulation.

2. The accessway at the far corner of the site is not needed due to the adequacy of on-site parking and internal circulation.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the appeal filed by Grothe & Smith Architects on behalf of the California State Automobile Association to the decision of the Board of Zoning Adjustment requiring a limitation of curb cuts onto Coffee Road and requiring a reciprocal access driveway connecting said project to the property to the south, property located at the southwest corner of Coffee Road and Sylvan Meadows Drive, should be granted for the reasons set forth above, and that the decision of the Board of Zoning Adjustment should be overruled.

BE IT FURTHER RESOLVED that Conditions No. 14 and 15 of Board of Zoning Adjustment Resolution No. 1306 be deleted.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of June, 1987, by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-495

A RESOLUTION GRANTING THE APPEAL OF MID-VALLEY ENGINEERING ON BEHALF OF RULE DEVELOPMENT TO THE DECISION OF THE PLANNING COMMISSION CONCERNING VESTING TENTATIVE REVISED MAP NO. 2 FOR PARKER RANCH SUBDIVISION AND APPROVING VESTING TENTATIVE REVISED MAP NO. 1.

WHEREAS, the vesting tentative map of the Parker Ranch Subdivision was filed in the office of the Secretary of the Planning Commission on March 30, 1987, in accordance with the provisions of Section 4-4.401 of the Modesto Municipal Code, and

WHEREAS, copies of said tentative map have been sent to the Empire Elementary School and Modesto High School Districts, and Modesto Irrigation District, the local utility companies, the City Engineering Services and Parking and Traffic Departments, and

WHEREAS, city services, including sewer and water facilities, are available, and

WHEREAS, the area can be served by elementary schools in the Empire School District and by Fire Station #3 at Edgebrook Drive and El Vista Avenue, 3.5 miles distant, and

WHEREAS, a public hearing was held by the Planning Commission on June 1, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, at which hearing evidence both oral and documentary was received and considered, and

WHEREAS, at said hearing the Planning Commission found and determined as follows:

1. That the proposed subdivision, together with the provisions for its design and improvements, is consistent with the General Plan and applicable specific plans of the City of Modesto and the Subdivision Map Act of the State of California.

2. That the discharge of waste from the proposed subdivision into the existing sewer system will not result in a violation of existing requirements by the California Regional Water Quality Control Board pursuant to Division 7 (commencing with Section 13000) of the Water Code of the State of California.

3. That revised map No. 2 as presented in Planning Commission Agenda dated June 1, 1987, is approved over revised maps No. 1, 3, and 4 for the following reasons:

   a. The lots throughout the subdivision are better proportioned and easier to develop.

   b. There are more cul-de-sac lots which are larger lots and are not exposed to through traffic from Parker Road to Prospect Drive.

   c. There are sufficient amount of north/south oriented lots.

WHEREAS, by Resolution No. 87-91 the vesting tentative map of Parker Ranch Subdivision, Revised Map No. 2 was approved for the reasons set forth above, and

WHEREAS, an appeal to the decision of the Planning Commission which approved said vesting tentative Revised Map No. 2 for Parker Ranch Subdivision, was filed with the City Clerk by Mid-Valley Engineering on behalf of Rule Development by letter dated June 2, 1987, and

WHEREAS, said appeal to the vesting tentative Revised Map No. 2 was set for public hearing before the Council of the City of Modesto at its regular meeting place located in the Council Chambers in the City Hall, 801 11th Street, Modesto, California, at 7:30 p.m. on June 23, 1987, and

WHEREAS, at said meeting, after hearing evidence both oral and documentary, the Council of the City of Modesto found and determined that the appeal of Mid-Valley Engineering filed on behalf of Rule Development to the decision of the Planning Commission to allow use of the Revised Map No. 1 design instead of the Revised Map No. 2 design for the vesting tentative map of Parker Ranch Subdivision, should be granted for the following reasons:

1. Revised Map No. 1 provides two additional lots over the alternative maps Nos. 2, 3, and 4.

2. The revised map No. 1 provides a reasonable number of north/south oriented lots thus conforming to the requirements of the State Subdivision Map Act.

and

WHEREAS, at said meeting, the Council reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the proposed vesting tentative map,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby finds and determines as follows:

1. That the proposed subdivision, together with the provisions for its design and improvements, is consistent with the General Plan and applicable specific plans of the City of Modesto and the Subdivision Map Act of the State of California.

2. That the discharge of waste from the proposed subdivision into the existing sewer system will not result in a violation of existing requirements by the California Regional Water Quality Control Board pursuant to Division 7 (commencing with Section 13000) of the Water Code of the State of California.

3. That revised map No. 1 as presented in Planning Commission Agenda dated June 1, 1987, is approved over revised maps No. 2, 3, and 4 for the reasons stated above.

BE IT FURTHER RESOLVED by the Council that the appeal of Mid-Valley Engineering filed on behalf of Rule Development to the decision of the Planning Commission approving vesting tentative Revised Map No. 2 of Parker Ranch Subdivision, is hereby granted.

BE IT FURTHER RESOLVED that the vesting tentative Revised Map No. 1 of the Parker Ranch Subdivision which was accepted for filing in the office of the Secretary of the Planning Commission on March 30, 1987, be and it is hereby approved as submitted and as shown in red on the face of the map and subject to the following conditions:

1. That revised map No. 1 as presented in Planning Commission agenda, dated June 1, 1987, is approved.

2. That the Parker Road frontage shall be improved to major street standards in accordance with the City of Modesto Standards. Right-of-way shall be dedicated to provide a 92-foot wide right-of-way.

3. That direct vehicular and pedestrian access between Parker Road and the adjacent subdivision lots shall be denied by appropriate notes on the final map.

4. That a solid decorative masonry wall at least seven feet in height shall be constructed adjacent to subdivision lots along the south line of Parker Road subject to the clear vision requirements of Section 10-2.2314 of the Municipal Code.

5. That direct vehicular and pedestrian access between Modesto Irrigation District 100-foot right-of-way and adjacent subdivision lots shall be prohibited by appropriate notes on the final map.

6. That full sidewalk between the curb and the property line with street tree and landscaping blockouts at approximately 40-foot intervals, with landscaping, plant materials, and an automatic irrigation system, as approved by the Director of Parks and Recreation, shall be constructed along the Parker Road frontage of the subdivision.

7. That all subdivision improvements shall be constructed in accordance with City of Modesto Standard Specifications and as required by the Director of Engineering Services pursuant to improvement plans.

8. That in the event of multiple maps, street barricades shall be constructed at the end of all deadend streets as required by the Director of Engineering Services pursuant to improvement plans.

9. That public utility easements as required by the utility companies serving the subdivision shall be dedicated by the final map.

10. That irrigation lines within the subdivision shall be removed, protected, or relocated as required by the Modesto Irrigation District and the Director of Engineering Services. Appropriate easements for irrigation lines to remain shall be dedicated as necessary.

11. That the subdivider shall defend, indemnify, and hold harmless the City of Modesto or its agents, officers, and employees from any claim, action, or proceeding against the City of Modesto or its agents, officers, or employees to attack, set aside, void, or annul, an approval of the City of Modesto or its advisory agency, appeal board, or legislative body concerning a subdivision, which action is brought within the time period provided for in Section 66499.37 of the Government Code of the State of California. The City of Modesto shall promptly notify the subdivider of any claim, action, or proceedings and shall cooperate fully in the defense.

12. That the developer shall pay storm drainage fees in accordance with those established for the Claus Road Storm Drainage District.

13. That the subdivider shall comply with the irrigation sign-off for the property as requested by Modesto Irrigation District.

14. That the map shall be modified showing only one street intersecting with Parker Road. The subdivider shall be responsible for the installation of a full-width residential street halfway across the Modesto Irrigation District 100 feet right-of-way as approved by the Director of Engineering Services. Prior to recordation of a final subdivision map, the subdivider shall obtain the necessary approvals from MID to extend a street across the right-of-way.

BE IT FURTHER RESOLVED by the Council of the City of Modesto that the Secretary of the Planning Commission is hereby directed to file with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the proposed subdivision.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of June, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-496

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR PLANNED DEVELOPMENT ZONE, P-D(420). (CPC/LEW)

WHEREAS, a verified application for an amendment to Section 27-3-9 of the Zoning Map was filed by CPC/LEW on March 27, 1987, to reclassify from Low Density Residential Zone, R-1, to Planned Development Zone, P-D, to allow a two-story residential condominium development, property located on the south side of Scenic Drive, west from Rose Avenue, described as follows:

> All that certain real property situate in a portion of the north half of Section 27, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, City of Modesto, California, described as follows:
>
> BEGINNING at the northwest corner of Oakbrook Condominiums as shown on the map filed in Book 29 of Maps at Page 125, Stanislaus County Records, said point being on the south line of present 90 foot wide Scenic Drive; thence South 0°33'03" East on the west line of said Oakbrook Condominiums, 554.14 feet to the centerline of Dry Creek as shown on the map filed in Book 16 of Surveys at Page 71, Stanislaus County Records; thence along said Dry Creek centerline, the following two courses and distances:
>
> 1) South 75°55'52" West, 392.11 feet; thence
> 2) South 52°37'40" West, 384.89 feet; thence North 0°33'51" West 703.82 feet to the southline of present 70 foot wide Scenic Drive; thence continuing North 0°33'51" West, 25.96 feet to the center of said Scenic Drive; thence North 73°46'48" East on said centerline, 716.14 feet; thence leaving said centerline South 0°33'03" East, 46.73 feet to the point of beginning of this description.
>
> Containing 9.846 acres, more or less.

and

WHEREAS, after a public hearing held on May 11, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, it was found and determined by the Planning Commission, by its Resolution No. 87-73,

that rezoning of the property as requested is required by public necessity, convenience and general welfare for the following reasons:

1. The proposed P-D zone at 16.3 du/acre will provide a low R-3 zone density in a development that is compatible with other R-3 density condominiums both adjacent and across Scenic Drive, a 90 foot major street.

2. The proposed P-D zone conforms to or exceeds the City development standards in nearly every respect.

and

WHEREAS, after a public hearing held on June 23, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of CPC/LEW for a Planned Development Zone should be granted as consonant with public necessity, convenience and general welfare for the reasons set forth in Planning Commission Resolution No. 87-73 and quoted above, and

WHEREAS, the Council has introduced Ordinance No. 2519-C.S. on the 23rd day of June, 1987, reclassifying the above-described property from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(420).

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

SECTION 1. DEVELOPMENT PLAN. The development plan for Planned Development Zone, P-D(420), is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan and floor plans titled "Wellington Cove - CPC/LEW Partnership" as amended in red, stamped approved by the Planning Commission on May 11, 1987.

2. Prior to the issuance of a building permit, a landscaping and irrigation plan shall be approved by the Director of Parks and Recreation. Landscaping and the irrigation system shall be installed and maintained in accordance with the approved plan.

3. Fences or walls shall be constructed prior to occupancy and shall be as follows:

   Six-foot wood fence with decorative masonry pilasters along the entire west property line.

4. All landscaping, fences, and walls shall be maintained and the premises shall be kept free of weeds, trash, and other debris.

5. The developer shall dedicate street right-of-way required by the Director of Engineering Services to complete Scenic Drive to major street standards. Said dedication shall be made prior to the issuance of a building permit or at any time requested by the Director of Engineering Services to alleviate a health, safety, or traffic problem in the area.

6. The Scenic Drive frontage shall be improved to major street standards prior to the occupancy of any structures or when requested by the Director of Engineering Services to alleviate a health, safety, or traffic problem in the area.

7. Prior to issuance of a building permit, improvement plans for required improvements shall be prepared by a registered civil engineer and approved by the Director of Engineering Services. Improvements shall be constructed in accordance with the approved plans.

8. All private streets and parking areas shall be constructed in accordance with the standard structural section for residential streets as contained in the City of Modesto Standard Specifications.

9. Prior to issuance of a building permit the developer shall dedicate public utility easements as required by the utility companies and the Director of Engineering Services.

10. Irrigation lines shall be removed, relocated, or protected as required by the Modesto Irrigation District and the Director of Engineering Services. Easements for irrigation lines to remain shall be dedicated.

11. Drainage shall be provided as required by the Director of Engineering Services.

12. Trash bins shall be kept in enclosures in accordance with the approved plan, and shall be constructed of building materials consistent with those used in the major buildings as approved by the Director of Planning and Community Development.

13. All utilities shall be underground and cable television service shall be stubbed into all units.

14. All signs shall comply with the sign requirements of the R-3 Zone.

15. Prior to the issuance of a building permit for any structure, a final subdivision map shall be recorded.

16. All curbcuts serving two-way driveways shall be 41 feet in width.

17. Prior to issuance of a building permit, the developer shall show on the plans submitted to Building Inspection all fire hydrants as required by the Fire Chief. All hydrants required by the Fire Chief shall be installed and operable prior to construction of any structures.

18. Prior to recordation of a final subdivision map, the developer shall pay for all changes and adjustments to the traffic signals at the Rose Avenue/Scenic Drive intersection as required by the Director of Parking and Traffic.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned Development Zone, P-D(420):

That the entire construction program be accomplished in one phase, construction to begin on or before May 4, 1989, and completion to be not later than May 4, 1990.

SECTION 3. CHANGES IN DEVELOPMENT PLAN. Any changes in the above-approved development plan shall be made in accordance with the provisions of Section 10-2.1709 of the Modesto Municipal Code.

SECTION 4. COMPLIANCE WITH CODE PROVISIONS, ETC. In all other respects said planned development shall be accomplished in accordance with and in strict adherence to the provisions of Article 17 of Title X of the Modesto

Municipal Code relating to Planned Development Zones and other applicable City laws, rules, regulations and procedures.

SECTION 5. EFFECTIVE DATE. This resolution shall not become effective unless and until the ordinance reclassifying the above-described property to Planned Development Zone, P-D(420), becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of June, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

APPROVED AS TO DESCRIPTION:

By William Bruckner
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 87-497

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION MAP 27-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON FROM R-1 TO P-D(420) (CPC/LEW).

WHEREAS, on June 23, 1987, the City Council introduced Ordinance No. 2519-C.S. giving approval to a project relating to an amendment to Section Map 27-3-9 of the Zoning Map of the City of Modesto to reclassify from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(420), property located on the south side of Scenic Drive, west from Rose Avenue, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to an amendment to Section Map 27-3-9 of the Zoning Map of the City of Modesto to reclassify from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(420), property located on the south side of Scenic Drive, west from Rose Avenue.



98CA

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of June, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney



98CA

MODESTO CITY COUNCIL
RESOLUTION NO. 87-498

A RESOLUTION ESTABLISHING CAPITAL FACILITIES FEES.

WHEREAS, Section 8-1.904 of the Modesto Municipal Code authorizes the Council by resolution to establish the amount of capital facilities fees to be charged new construction, including the expansion of and/or the addition to an existing structure, to mitigate an unfunded portion of the determined impact of the development, and

WHEREAS, Section 8-1.903 of the Modesto Municipal Code defines various types of uses which contribute to the impact of development on the City, and

WHEREAS, an analysis has been made of the needs and impacts generated by these uses based upon the estimated traffic generation in order to compute the capital improvement fees,

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

1. Amount of Capital Facilities Fees. The amount of Capital Facilities Fees to be paid by developers shall be:

a. For each Low Density Residential Use to be constructed the developer shall pay a capital facilities fee of One Thousand Four Hundred-Seventeen Dollars ($1,417.00) per unit.

b. For each Medium Density Residential Use to be constructed the developer shall pay a capital facilities fee of One Thousand Fifty-One Dollars ($1,051.00) per unit.

c. For each Medium High Density Residential Use to be

constructed the developer shall pay a capital facilities fee of Eight Hundred Eight Dollars ($808.00) per unit.

d. For each Care Home Use to be constructed the developer shall pay a capital facilities fee of Twenty-Seven Cents ($0.27) per square foot of building space.

e. For each Church Use to be constructed the developer shall pay a capital facilities fee of Thirty-Two Cents ($0.32) per square foot of building space.

f. For each Office Use to be constructed the developer shall pay a capital facilities fee of Eighty-Four Cents ($0.84) per square foot of building space.

g. For each School Use to be constructed the developer shall pay a capital facilities fee of Thirty-Two Cents ($0.32) per square foot of building space.

h. For each Commercial Use to be constructed the developer shall pay a capital facilities fee of One Dollar Fifty-Eight Cents ($1.58) per square foot of building space.

i. For each Fast Food Restaurant Use to be constructed the developer shall pay a capital facilities fee of Seven Dollars Thirty-Five Cents ($7.35) per square foot of building space.

j. For each Convenience Mart Use to be constructed the developer shall pay a capital facilities fee of Eight Dollars Twenty-Nine Cents ($8.29) per square foot of building space.

k. For each Industrial Use to be constructed the developer shall pay a capital facilities fee of Twenty Cents ($0.20) per square foot of

building space.

SECTION 2. EXPANSION OF AND/OR ADDITION TO EXISTING STRUCTURES. A capital facilities fee shall be paid for the expansion of and/or addition to an existing use. The capital facilities fee for Residential uses shall be a percentage of the appropriate residential use fee which is equal to the percentage of increase of new floor space over existing floor space in the use. The capital facilities fee for all other uses shall be based on the number of square feet being added.

SECTION 3. EFFECTIVE DATE. This Resolution shall be effective on and after July 1, 1987.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of June, 1987, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-499

AN INTERIM RESOLUTION ADOPTING A FEE IN CONNECTION WITH MAINTENANCE OF ROCKWELLS.

WHEREAS, Section 7-1.108 of the Modesto Municipal Code provides that fees for services performed by the City of Modesto pursuant to Chapter 1 of Title VII of the Modesto Municipal Code relating to street improvements shall be in accordance with a schedule of fees adopted by the City Council from time to time by Resolution, and

WHEREAS, City staff has recommended the imposition of a rockwell maintenance fee which will be the capitalized cost of annual maintenance, and

WHEREAS, the Council held a public hearing at its regular meeting on June 23, 1987, to consider the recommended fee, and

WHEREAS, pursuant to Government Code Section 65962 an interim Resolution may be enacted to protect the public health, welfare and safety by a four-fifths vote so that the fee may be collected immediately,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a Rockwell Maintenance Fee of One Thousand Ten Dollars and no/100ths ($1,010.00) per rockwell is hereby adopted. The fee will be payable prior to approval of the final subdivision map or prior to issuance of an encroachment permit, whichever occurs first. In those instances where rockwells are not shown on improvement plans, the number of rockwells for fee collection purposes shall be calculated on the basis of one rockwell for each 12,000 square feet of right of way to be drained. Any fraction shall be considered an additional rockwell. The fee shall be adjusted at the first of each year

by the Building Cost Index of the United States as published by Engineering News-Record, a McGraw-Hill publication.

BE IT FURTHER RESOLVED that this Resolution has been enacted to protect th public health, welfare and safety by providing needed funds to service rockwells in order to prevent danger to life and property caused by flooding from inadequately maintained rockwells. This Resolution shall be effective immediately and the fees enacted hereby will be collected commencing July 1, 1987.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of June, 1987, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-500

A RESOLUTION ADOPTING A FEE IN CONNECTION WITH MAINTENANCE OF ROCKWELLS.

WHEREAS, Section 7-1.108 of the Modesto Municipal Code provides that fees for services performed by the City of Modesto pursuant to Chapter 1 of Title VII of the Modesto Municipal Code relating to street improvements shall be in accordance with a schedule of fees adopted by the City Council from time to time by Resolution, and

WHEREAS, City staff has recommended the imposition of a rockwell maintenance fee which will be the capitalized cost of annual maintenance, and

WHEREAS, the Council held a public hearing at its regular meeting on June 23, 1987, to consider the recommended fee,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a Rockwell Maintenance Fee of One Thousand Ten Dollars and no/100ths ($1,010.00) per rockwell is hereby adopted. The fee will be payable prior to approval of the final subdivision map or prior to issuance of an encroachment permit, whichever occurs first. In those instances where rockwells are not shown on improvement plans, the number of rockwells for fee collection purposes shall be calculated on the basis of one rockwell for each 12,000 square feet of right of way to be drained. Any fraction shall be considered an additional rockwell. The fee shall be adjusted at the first of each year by the Building Cost Index of the United States as published by Engineering News-Record, a McGraw-Hill publication.

BE IT FURTHER RESOLVED that this Resolution shall become effective in sixty days pursuant to Government Code Section 65962.

BE IT FURTHER RESOLVED that pursuant to Section 15273 of the State CEQA guidelines this Resolution is exempt from CEQA because the fees established by this Resolution will be collected for the purpose of obtaining funds which are necessary to maintain the current level of rockwell maintenance services within 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 June, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-501

**A RESOLUTION SETTING TIME AND PLACE FOR HEARING** ON FIRST EXTENSION OF URGENCY INTERIM CAPITAL FACILITIES FEES ORDINANCE AND FOR ROCKWELL MAINTENANCE FEE RESOLUTION

**BE IT HEREBY RESOLVED by the Council of the City of Modesto that** July 21, 1987 **, at** 4:00 **P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of** the first extension of the Urgency Interim Capital Facilities Fees Ordinance and for the Rockwell Maintenance Fee Resolution.

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 23rd **day of** June **, 19** 87 **, by Councilmember** Lang **, who moved its adoption, which motion being duly seconded by Councilmember** Muratore **, was upon roll call carried and the resolution adopted by the following vote:**

| | | |
|---|---|---|
| **AYES:** | **Councilmembers:** | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| **NOES:** | **Councilmembers:** | None |
| **ABSENT:** | **Councilmembers:** | None |

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-502

**A RESOLUTION SETTING TIME AND PLACE FOR HEARING** ON SECOND EXTENSION OF URGENCY INTERIM CAPITAL FACILITIES FEES ORDINANCE AND FOR ROCKWELL MAINTENANCE FEE RESOLUTION

**BE IT HEREBY RESOLVED by the Council of the City of Modesto that** August 18, 1987 **, at** 4:00 **P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of** a second extension of the Urgency Interim Capital Facilities Fees Ordinance and for the Rockwell Maintenance Fee Resolution.

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 23rd **day of** June **, 19** 87 **, by Councilmember** Lang **, who moved its adoption, which motion being duly seconded by Councilmember** Muratore **, was upon roll call carried and the resolution adopted by the following vote:**

| | | |
|---|---|---|
| **AYES:** | **Councilmembers:** | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| **NOES:** | **Councilmembers:** | None |
| **ABSENT:** | **Councilmembers:** | None |

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-503

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING SEVEN AUTOMATIC SAMPLERS

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

SECTION 1. The plans and specifications for the purchase of seven automatic samplers to be installed at the Treatment Plant copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on July 14, 1987, at 3:00 p.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of June, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-504

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE TERMINAL APRON EXPANSION, RUNWAY 10L BLAST PAD, AND EXIT TAXIWAYS C AND E (AIP NO. 3-06-0153-06)

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

SECTION 1. The plans and specifications for the terminal apron expansion, runway 10L blast pad and exit taxiways C and E copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on July 14, 1987 at 11:05 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of June, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-505

A RESOLUTION ACCEPTING THE MCHENRY MUSEUM CATERER'S KITCHEN AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering, that the McHenry Mansion Caterer's Kitchen

has been completed by Howell Construction, Inc.
in accordance with the contract agreement dated September 10, 1986.

NOW, THEREFORE, BE IT RESOLVED that the McHenry Mansion Caterer's Kitchen

be accepted from said contractor, Howell Construction, Inc.; that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $25,084 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 June, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-506

A RESOLUTION ACCEPTING THE BID OF ALL PURE CHEMICAL FOR FURNISHING LIQUID CHLORINE

WHEREAS, Resolution No. 87-413, adopted by the Council of the City of Modesto on May 26, 1987, approved the plans and specifications for the purchase of liquid chlorine

and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of liquid chlorine

were opened at 3:05 p.m. on June 16, 1987, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of All Pure Chemical Company in the amount of $203,000 ($320 per ton) be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of All Pure Chemical Company in the amount of $203,000 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of June, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-507

A RESOLUTION AMENDING THE FINAL BUDGET OF THE CITY OF MODESTO FOR THE FISCAL YEAR 1986-87 TO PROVIDE FOR THE ESTABLISHMENT OF VARIOUS RESERVES AND AUTHORIZING THE DIRECTOR OF FINANCE TO MAKE THE NECESSARY APPROPRIATION ADJUSTMENTS TO ESTABLISH SAID RESERVES PRIOR TO CLOSING THE BOOKS OF THE CITY OF MODESTO FOR THE FISCAL YEAR ENDING JUNE 30, 1987.

WHEREAS, it is necessary to establish various reserves to comply with the provisions of Article XIII B of the State Constitution, and

WHEREAS, the appropriations to establish said reserves must be made prior to the closing of the City of Modesto's books for fiscal year 1986-87,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the following reserves be established in the annual budget of the City of Modesto for the fiscal year 1986-87 and that the amounts of said reserves, including necessary adjustments to current appropriations, be as set forth below or as determined by the Director of Finance in accordance with the following:

Fund No. 010 - General Fund

Reserve for Encumbrances - A reserve equal to the outstanding encumbrances at the end of the fiscal year which are scheduled for reappropriation in the following year. Amount to be determined when 1986-87 fiscal year books are closed.

Reserve for Contingencies - The fund balance not appropriated or reserved for other specified purposes to insure funding for the various contractual obligations for employee

salaries and fringe benefits and for increases in material costs based on the current rate of inflation.

Fund No. 050 - Local Transportation

Reserve for Encumbrances - A reserve equal to the outstanding encumbrances at the end of the fiscal year which are scheduled for reappropriation in the following year. Amount to be determined when 1986-87 fiscal year books are closed.

Reserve for Carryover Projects - The amount necessary to complete projects appropriated in the 1986-87 fiscal year but which will be reappropriated in the 1987-88 fiscal year.

Reserve for Pending Projects - The amount available to fund projects approved but not yet appropriated.

Fund No. 070 - Special Gas Tax Improvement

Reserve for Encumbrances - A reserve equal to the outstanding encumbrances at the end of the fiscal year which are scheduled for reappropriation in the following year. Amount to be determined when 1986-87 fiscal year books are closed.

Reserve for Carryover Projects - The amount necessary to complete projects appropriated in the 1986-87 fiscal year but which will be reappropriated in the 1987-88 fiscal year.

Reserve for Pending Projects - The amount required to fund projects approved but not yet appropriated.

Fund No. 090 - Downtown Improvement District

Reserve for Encumbrances - A reserve equal to the outstanding encumbrances at the end of the fiscal year which are scheduled for reappropriation in the following year. Amount to be determined when 1986-87 fiscal year books are closed.

Reserve for Contingencies - The fund balance not appropriated or reserved for other specified purposes to insure funding for the various contractual obligations for employee salaries and fringe benefits and for increases in material costs based on the current rate of inflation.

Reserve for Carryover Projects - The amount necessary to complete projects appropriated in the 1986-87 fiscal year but which will be reappropriated in the 1987-88 fiscal year.

Reserve for Pending Projects - The amount available to finance approved projects which will be appropriated in the 1987-88 fiscal year.

Fund No. 111 - HCDA Title 1/Housing

Reserve for Encumbrances - A reserve equal to the outstanding encumbrances at the end of the fiscal year which are scheduled for reappropriation in the following year. Amount to be determined when 1986-87 fiscal year books are closed.

Reserve for Contingencies - The fund balance not appropriated or reserved for other specified purposes to insure funding for the various contractual obligations for employee salaries and fringe benefits and for increases in material costs based on the current rate of inflation.

Reserve for Carryover Projects - The amount necessary to complete projects appropriated in the 1986-87 fiscal year but which will be reappropriated in the 1987-88 fiscal year.

Fund No. 130 - Special Fund for Capital Outlays

Reserve for Encumbrances - A reserve equal to the outstanding encumbrances at the end of the fiscal year which are scheduled for reappropriation in the following year. Amount to be determined when 1986-87 fiscal year books are closed.

Reserve for Carryover Projects - The amount necessary to complete projects appropriated in the 1986-87 fiscal year but which will be reappropriated in the 1987-88 fiscal year.

Fund No. 140 - Park

Reserve for Encumbrances - A reserve equal to the outstanding encumbrances at the end of the fiscal year which are scheduled for reappropriation in the following year. Amount to be determined when 1986-87 fiscal year books are closed.

Reserve for Carryover Projects - The amount necessary to complete projects appropriated in the 1986-87 fiscal year but which will be reappropriated in the 1987-88 fiscal year.

Reserve for Pending Projects - The amount required to fund projects approved but not yet appropriated.

Fund No. 150 - Parks and Recreation Facilities

Reserve for Encumbrances - A reserve equal to the outstanding encumbrances at the end of the fiscal year which are scheduled for reappropriation in the following year. Amount to be determined when 1986-87 fiscal year books are closed.

Reserve for Carryover Projects - The amount necessary to complete projects appropriated in the 1986-87 fiscal year but which will be reappropriated in the 1987-88 fiscal year.

Reserve for Pending Projects - The amount available to fund projects approved but not yet appropriated.

Fund No. 160 - In Lieu Parking

Reserve for Contingencies - The fund balance not appropriated or reserved for other specified purposes.

Fund No. 170 - State Parks and Recreation

Reserve for Encumbrances - A reserve equal to the outstanding encumbrances at the end of the fiscal year which are scheduled for reappropriation in the following year.

Amount to be determined when 1986-87 fiscal year books are closed.

Reserve for Carryover Projects - The amount necessary to complete projects appropriated in the 1986-87 fiscal year but which will be reappropriated in the 1987-88 fiscal year.

Reserve for Pending Projects - The amount available to fund projects approved but not yet appropriated.

Fund No. 180 - McHenry Mansion

Reserve for Encumbrances - A reserve equal to the outstanding encumbrances at the end of the fiscal year which are scheduled for reappropriation in the following year. Amount to be determined when 1986-87 fiscal year books are closed.

Reserve for Pending Projects - The amount available to fund projects approved but not yet appropriated.

Reserve for Carryover Projects - The amount necessary to complete projects appropriated in the 1986-87 fiscal year but which will be reappropriated in the 1987-88 fiscal year.

Fund No. 200 - Revenue Sharing

Reserve for Pending Projects - The amount available to fund projects approved but not yet appropriated.

Reserve for Carryover Projects - The amount necessary to complete projects appropriated in the 1986-87 fiscal year

but which will be reappropriated in the 1987-88 fiscal year.

Fund No. 600 - Parking

Reserve for Commitments - A reserve equal to the outstanding encumbrances at the end of the fiscal year which are scheduled for reappropriation in the following year. Amount to be determined when 1986-87 fiscal year books are closed.

Reserve for Contingencies - The fund balance not appropriated or reserved for other specified purposes to insure funding for the various contractual obligations for employee salaries and fringe benefits and for increases in material costs based on the current rate of inflation.

Reserve for Carryover Projects - The amount necessary to complete projects appropriated in the 1986-87 fiscal year but which will be reappropriated in the 1987-88 fiscal year.

Fund No. 610 - Water

Reserve for Commitments - A reserve equal to the outstanding encumbrances at the end of the fiscal year which are scheduled for reappropriation in the following year. Amount to be determined when 1986-87 fiscal year books are closed.

Reserve for Carryover Projects - The amount necessary to complete projects appropriated in the 1986-87 fiscal year

but which will be reappropriated in the 1987-88 fiscal year.

Reserve for Pending Projects - The amount available to fund projects approved but not yet appropriated.

Exigency Reserve - An amount not to exceed $600,000 is reserved for unforeseen exigencies arising from the operations of the Water Enterprise. Amount to be determined when 1986-87 fiscal year books are closed.

Reserve for Contingencies - The fund balance not appropriated or reserved for other specified purposes to insure funding for the various contractual obligations for employee salaries and fringe benefits and for increases in material costs based on the current rate of inflation.

Fund No. 621 - Sewer

Reserve for Commitments - A reserve equal to the outstanding encumbrances at the end of the fiscal year which are scheduled for reappropriation in the following year. Amount to be determined when 1986-87 fiscal year books are closed.

Reserve for Carryover Projects - The amount necessary to complete projects appropriated in the 1986-87 fiscal year but which will be reappropriated in the 1987-88 fiscal year.

Reserve for Pending Projects - The amount available to fund projects approved but not yet appropriated.

Reserve for Contingencies - The fund balance not appropriated or reserved for other specified purposes to insure funding for the various contractual obligations for employee salaries and fringe benefits and for increases in material costs based on the current rate of inflation.

Fund No. 631 - Airport

Reserve for Commitments - A reserve equal to the outstanding encumbrances at the end of the fiscal year which are scheduled for reappropriation in the following year. Amount to be determined when 1986-87 fiscal year books are closed.

Reserve for Contingencies - The fund balance not appropriated or reserved for other specified purposes to insure funding for the various contractual obligations for employee salaries and fringe benefits and for increases in material costs based on the current rate of inflation.

Fund No. 632 - Special Aviation

Reserve for Commitments - A reserve equal to the outstanding encumbrances at the end of the fiscal year which are scheduled for reappropriation in the following year. Amount to be determined when 1986-87 fiscal year books are closed.

Reserve for Carryover Projects - The amount necessary to complete projects appropriated in the 1986-87 fiscal year but which will be reappropriated in the 1987-88 fiscal year.

Reserve for Pending Projects - The amount available to fund projects approved but not yet appropriated.

Fund No. 650 - Bus Service

Reserve for Commitments - A reserve equal to the outstanding encumbrances at the end of the fiscal year which are scheduled for reappropriation in the following year. Amount to be determined when 1986-87 fiscal year books are closed.

Reserve for Carryover Projects - The amount necessary to complete projects appropriated in the 1986-87 fiscal year but which will be reappropriated in the 1987-88 fiscal year.

Reserve for Contingencies - The fund balance not appropriated or reserved for other specified purposes to insure funding for the various contractual obligations for employee salaries and fringe benefits and for increases in material costs based on the current rate of inflation.

Fund No. 890 - Tuolumne River Regional Park

Reserve for Encumbrances - A reserve equal to the outstanding encumbrances at the end of the fiscal year which are scheduled for reappropriation in the following year. Amount to be determined when 1986-87 fiscal year books are closed.

Reserve for Carryover Projects - The amount necessary to complete projects appropriated in the 1986-87 fiscal year

but which will be reappropriated in the 1987-88 fiscal year.

Reserve for Pending Projects - The amount available to fund projects approved but not yet appropriated.

Reserve for Contingencies - The fund balance not appropriated or reserved for other specified purposes to insure funding for the various contractual obligations for employee salaries and fringe benefits and for increases in material costs based on the current rate of inflation.

BE IT FURTHER RESOLVED that said reserves are established as restrictions against fund balances in the General Ledger Accounts of the City of Modesto available for appropriation in 1987-88 fiscal year, and

BE IT FURTHER RESOLVED that the Director of Finance is hereby authorized to implement the provisions of this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of June, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-508

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND BOYLE/KILPATRICK & ASSOCIATES TO ADVERTISE/PROMOTE INTRACITY TRANSIT AND DIAL-A-RIDE BEGINNING JULY 1, 1987

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Boyle/Kilpatrick & Associates to advertise/promote Intracity Transit and Dial-A-Ride beginning July 1, 1987

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of June, 19 87, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Muratore |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-509

A RESOLUTION AMENDING EXHIBIT "H" OF RESOLUTION NO. 86-663 ENTITLED "A RESOLUTION ESTABLISHING SALARY SCHEDULES AND FIXING COMPENSATION FOR POSITIONS IN THE CITY SERVICE."

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

SECTION 1. AMENDMENT TO RESOLUTION NO. 86-663. Exhibit "H" entitled "City of Modesto Alphabetical Listing of Classifications in City Service 1986-87", attached to Resolution No. 86-663, is hereby amended as shown on the amended Exhibit "H" entitled "City of Modesto Alphabetical Listing of Classifications in City Service 1986-87", which is attached hereto and made a part hereof as though set forth in full herein. Said amended Exhibit "H" amends the classifications of Budget Analyst, from Range 427.0 to Range 428.0; and Traffic Engineer, from Range 432.0 to Range 434.0.

SECTION 2. EFFECTIVE DATE. This resolution shall become effective on and after June 23, 1987.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of June, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

CITY OF MODESTO
ALPHABETICAL LISTING OF CLASSIFICATIONS IN CITY SERVICE
1986-87
(Effective 6-24-86, amended 8-5-86, 10-7-86, 12-9-86, 2-10-87, 3-17-87, 6-23-87.)

| Range No. | Title of Classification |
|---|---|
| 115.5 | Account Clerk |
| 422.0 | Accountant I |
| 426.0 | Accountant II |
| 119.5 | Accounting Technician |
| 123.0 | Accounts Examiner |
| 422.0 | Administrative Analyst I |
| 426.0 | Administrative Analyst II |
| 117.5 | Administrative Clerk |
| 118.5 | Administrative Clerk - Police |
| 430.0 | Airport Manager |
| 424.5 | Airport Maintenance Supervisor |
| 116.5 | Animal Control Officer I |
| 118.5 | Animal Control Officer II |
| 426.5 | Arborist |
| 633.0 | Assistant Chief of Police |
| 437.0 | Assistant City Attorney |
| 422.5 | Assistant City Clerk |
| 429.0 | Assistant Civil Engineer |
| 433.0 | Assistant Director - Community Center |
| 433.0 | Assistant Director of Parks & Recreation |
| 434.0 | Assistant Director of Utility Services |
| 122.5 | Assistant Electrician |
| 426.0 | Assistant Planner |
| 427.0 | Assistant Risk Manager |
| 426.0 | Assistant Shop Supervisor |
| 433.0 | Assistant to the City Manager |
| 432.0 | Associate Civil Engineer |
| 429.0 | Associate Planner |
| 419.5 | Benefits Technician |
| 428.0 | Budget Analyst |
| 122.0 | Building Inspector I |
| 125.0 | Building Inspector II |
| 426.5 | Building Maintenance Supervisor |
| 120.5 | Building Maintenance Worker |

| Range No. | Title of Classification |
|---|---|
| 120.5 | Cement Mason |
| 434.0 | Chief Building Official |
| 429.0 | Chief Electrician |
| N/A | Chief of Police |
| 426.5 | Chief of Survey Party |
| N/A | City Attorney |
| N/A | City Clerk and Auditor |
| N/A | City Manager |
| 117.5 | Civil Engineering Technician I |
| 120.5 | Civil Engineering Technician II |
| 123.5 | Civil Engineering Technician III |
| 126.5 | Civil Engineering Technician IV |
| 114.5 | Clerk Typist |
| 414.6 | Clerk Typist (Confidential) |
| 124.0 | Coach Mechanic |
| 419.5 | Claims Representative |
| 119.5 | Code Enforcement Specialist |
| 424.0 | Collections Supervisor |
| 426.5 | Community Center Events Coordinator |
| 426.5 | Community Center Operations Supervisor |
| 120.5 | Community Service Officer |
| 118.5 | Computer Operator |
| 125.0 | Construction Inspector |
| 123.0 | Crime Analyst |
| 115.5 | Data Entry Operator |
| 430.0 | Data Processing Manager |
| 427.0 | Deputy City Attorney I |
| 429.0 | Deputy City Attorney II |
| 420.5 | Deputy City Clerk |
| N/A | Deputy City Manager |
| 312.0 | Detective |
| N/A | Director of Engineering Services |
| N/A | Director of Finance |
| N/A | Director of Management Services |
| N/A | Director of Parking and Traffic |

Exhibit "H"

ALPHABETICAL LISTING (Continued)

| Range No. | Title of Classification |
|---|---|
| N/A | Director of Parks and Recreation |
| N/A | Director of Planning and Community Development |
| N/A | Director of Utility Services |
| N/A | Economic Development Manager |
| 426.5 | Electrical Supervisor |
| 118.5 | Electrical Technician I |
| 120.5 | Electrical Technician II |
| 124.5 | Electrician |
| 116.5 | Engineering Contracts Specialist |
| 428.0 | Engineering Systems Manager |
| 122.5 | Equipment Crew Leader |
| 122.0 | Equipment Mechanic |
| 120.5 | Equipment Operator |
| 121.5 | Equipment Operator - Backhoe |
| 119.0 | Equipment Service Worker I |
| 120.5 | Equipment Service Worker II |
| 118.5 | Evidence and Property Specialist |
| 424.0 | Executive Assistant |
| 420.5 | Executive Secretary |
| 432.0 | Finance Division Manager |
| 531.0 | Fire Battalion Chief |
| 581.0 | Fire Battalion Chief (PERS Option) |
| N/A | Fire Chief |
| 211.5 | Fire Engineer |
| 261.5 | Fire Engineer (PERS Option) |
| 123.0 | Fire Equipment Mechanic |
| 210.0 | Fire Fighter |
| 261.0 | Fire Fighter (PERS Option) |
| 208.0 | Fire Fighter Trainee |
| 213.5 | Fire Lieutenant |
| 263.5 | Fire Lieutenant (PERS Option) |
| 123.5 | Fire Prevention Technician |
| 117.5 | Graphics and Drafting Technician |

| Range No. | Title of Classification |
|---|---|
| 426.0 | Historical Buildings Supervisor |
| 122.0 | Housing Conservationist |
| 122.0 | Housing Financial Specialist |
| 432.0 | Housing Program Officer |
| 122.0 | Housing Rehabilitation Specialist I |
| 125.0 | Housing Rehabilitation Specialist II |
| 123.0 | Industrial Waste Inspector I |
| 125.0 | Industrial Waste Inspector II |
| 125.5 | Instrument Repair Technician |
| 116.5 | Janitor |
| 122.5 | Janitor Supervisor |
| 126.0 | Junior Civil Engineer |
| 122.5 | Laboratory Technician |
| 113.5 | Laborer (Hourly rate only) |
| 426.0 | Landscape Designer |
| 126.0 | Lead Coach Mechanic |
| 124.0 | Lead Equipment Mechanic |
| 122.5 | Lead Traffic Painter |
| 418.6 | Legal Secretary |
| 423.5 | Legal Services Supervisor |
| 420.5 | Legal Services Technician |
| 120.5 | Maintenance Mechanic |
| 121.0 | Maintenance Mechanic - Pumps |
| 116.5 | Maintenance Worker I |
| 118.5 | Maintenance Worker II |
| 113.5 | Maintenance Worker Trainee |
| 428.0 | Management Analyst |
| 120.5 | Meter Reader/Repair Worker |
| 120.5 | Motor Sweeper Operator |
| 424.0 | Museum Supervisor |
| 122.5 | Nursery Propagator |

| Range No. | Title of Classification |
|---|---|
| 109.5 | Office Aide |
| 112.5 | Office Clerk |
| 412.6 | Office Clerk (Confidential) |
| 422.5 | Office Services Supervisor |
| 429.0 | Parking and Traffic Superintendent |
| 120.5 | Parking Meter Worker |
| 422.0 | Parks & Recreation Office Supervisor |
| 120.5 | Parks Crew Leader |
| 720.5 | Parks Crew Leader (Y Rate) |
| 424.5 | Parks Maintenance Supervisor I |
| 426.5 | Parks Maintenance Supervisor II |
| 429.0 | Parks Superintendent |
| 421.5 | Payroll Technician |
| 426.0 | Personnel Analyst |
| 432.0 | Personnel Manager |
| 419.5 | Personnel Technician |
| 126.5 | Plan Review Engineer |
| 117.5 | Planning Technician I |
| 120.5 | Planning Technician II |
| 123.5 | Planning Technician III |
| 123.0 | Plant Mechanic |
| 425.0 | Plant Mechanical Maintenance Supervisor |
| 632.0 | Police Captain |
| 114.5 | Police Clerk |
| 630.0 | Police Lieutenant |
| 310.0 | Police Officer |
| 308.0 | Police Officer Trainee |
| 425.0 | Police Records Supervisor |
| 628.0 | Police Sergeant |
| 432.0 | Principal Planner |
| 115.5 | Printing Services Operator |
| 113.5 | Printing Services Trainee |
| 123.0 | Programmer Analyst I |
| 126.0 | Programmer Analyst II |
| 430.0 | Property Agent |

| Range No. | Title of Classification |
|---|---|
| 426.0 | Public Information Officer |
| 124.0 | Public Services Inspector |
| 427.0 | Public Services Supervisor |
| 120.5 | Public Works Line Worker |
| 424.5 | Public Works Supervisor I |
| 426.5 | Public Works Supervisor II |
| 124.0 | Purchasing Assistant |
| 430.0 | Purchasing Officer |
| 112.5 | Receptionist |
| 429.0 | Recreation Superintendent |
| 426.0 | Recreation Supervisor |
| 426.0 | Recycling Program Coordinator |
| 432.0 | Risk Manager |
| 433.0 | Sanitary Engineer |
| 425.0 | Secondary Treatment Site Supervisor |
| 418.6 | Secretary |
| 126.5 | Senior Building Inspector |
| 426.0 | Senior Buyer |
| 120.5 | Senior Computer Operator |
| 126.5 | Senior Construction Inspector |
| 432.0 | Senior Deputy City Attorney I |
| 435.0 | Senior Deputy City Attorney II |
| 116.5 | Senior Microfilm & Graphics Technician |
| 416.5 | Senior Personnel Clerk |
| 116.5 | Senior Police Clerk |
| 118.5 | Senior Printing Services Operator |
| 428.0 | Senior Programmer Analyst |
| 120.5 | Senior Storeskeeper |
| 123.0 | Senior Wastewater Treat. Plant Operator |
| 418.6 | Senior Word Processing Technician |
| 429.0 | Shop Supervisor |
| 424.5 | Social Services Coordinator |
| 430.0 | Solid Waste Program Manager |

| Range No. | Title of Classification |
|---|---|
| 115.5 | Stenographer Clerk |
| 415.6 | Stenographer Clerk (Confidential) |
| 118.5 | Storeskeeper |
| 429.0 | Streets Maintenance Superintendent |
| 120.5 | Street Trees Crew Leader |
| 430.0 | Supervising Accountant |
| 428.5 | Supervising Building Inspector |
| 428.5 | Supervising Construction Inspector |
| 428.0 | Supervising Housing Rehabilitation Spec't |
| 117.5 | Supply Specialist |
| 430.0 | Systems & Procedures Accountant |
| 434.0 | Traffic Engineer |
| 126.5 | Traffic Engineering Technician |
| 120.5 | Traffic Painter |
| 426.0 | Training Coordinator |
| 429.0 | Transit Manager |
| 427.0 | Treasury Accountant |
| 120.5 | Tree Trimmer |
| 720.5 | Tree Trimmer (Y-Rate) |
| 122.5 | Tree Trimmer Crew Leader |
| 424.5 | Warehouse Supervisor |
| 118.5 | Wastewater Treatment Plant Attendant |
| 120.5 | Wastewater Treatment Plant Operator |
| 427.0 | Wastewater Treatment Plant Supervisor |
| 432.0 | Water Quality Control Superintendent |
| 422.0 | Word Processing Supervisor |
| 415.6 | Word Processing Technician I |
| 416.6 | Word Processing Technician II |
| 425.0 | Zoning Inspector |

Totals: 14 City Manager, Department Heads
206 Other
220

MODESTO CITY COUNCIL
RESOLUTION NO. 87-510

A RESOLUTION ESTABLISHING ANGLE PARKING IN THE CITY OF MODESTO AND RESCINDING RESOLUTION NO. 87-240.

WHEREAS, Chapter 2 of Title III of the Modesto Municipal Code authorizes the City Council, by resolution, to establish angle parking in the City of Modesto,

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

SECTION 1. ANGLE PARKING. Angle parking is hereby established at the following locations:

Angle Parking:

Portions of 10th Street, between I & K Streets (west side) (diagonal)

18th Street, between G and H Streets (west side) (diagonal)

Chestnut Street, between Jefferson and 8th Street (south side) (diagonal)

Jefferson Street, between Chestnut and Elm Streets (west side) (diagonal)

Jefferson Street between 8th Street and Elm Street (east side) (diagonal)

Jefferson Street between Elm Street and Laurel Street (west side) (diagonal)

F Street, between 10th and 11th Streets (south side) (diagonal)

I Street, between 9th and 12th Streets (both sides) (diagonal)

P Street, between 9th and Needham Streets (both sides) (diagonal)

SECTION 2. The Director of Parking and Traffic is hereby directed to implement the provisions of this resolution.

SECTION 3. Resolution No. 87-240 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 June, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-511

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MODESTO AUTHORIZING SALE OF NOT TO EXCEED $9,040,000 PRINCIPAL AMOUNT OF MULTIFAMILY HOUSING REVENUE BONDS (FIRST NATIONWIDE BANK PROGRAM), 1987 SERIES A, APPROVING RELATED DOCUMENTS AND OFFICIAL STATEMENT APPROVING BOND COUNSEL AGREEMENT AND AUTHORIZING OFFICIAL ACTION.

WHEREAS, the City of Modesto (the "City") proposes to issue its City of Modesto Multifamily Housing Revenue Bonds (First Nationwide Bank Program), 1987 Series A (the "Bonds"), in the aggregate principal amount of $9,040,000, under and pursuant to Chapter 7, Part 5 of Division 31 of the California Health and Safety Code, as amended, in order to provide financing to L. O. Associates, A California Limited Partnership (the "Developer") for the acquisition and construction of an approximately 328-unit multifamily residential rental project to be located at Merle Avenue and Oakdale Road (the "Project") in the City, and

WHEREAS, the Bonds are to be issued under and pursuant to an Indenture of Trust (the "Indenture"), dated as of July 1, 1987, between the City and the trustee named therein as trustee (the "Trustee"), and the Bonds are to be remarketed pursuant to a Remarketing Agreement, dated as of July 1, 1987, among the City, the Developer, Pacific Securities, Inc. and First Nationwide Bank, A Federal Savings Bank (the "Bank"), and

WHEREAS, pursuant to the terms of a proposed Regulatory Agreement and Declaration of Restrictive Covenants dated as of July 1, 1987, among the City, the Trustee and the Developer (the "Regulatory Agreement"), at least 20% of the dwelling units in the Project are required to be leased or rented to

persons or families of low or very low income (of which at least 10% are to be leased or rented at affordable rents to such persons or families), and

WHEREAS, the proceeds of the Bonds are to be loaned to the Developer under an Origination and Servicing Agreement dated as of July 1, 1987, by and among the City, the Trustee, the Bank and the Developer (the "Origination and Servicing Agreement") pursuant to which the City has agreed to lend the proceeds of the Bonds to the Developer to enable the Developer to finance the Project, and

WHEREAS, the obligations of the Developer under the Origination and Servicing Agreement are to be secured in part by a letter of credit issued by the Bank, pursuant to a Letter of Credit Agreement dated as of July 1, 1987, by and between the Bank and the Developer, and

WHEREAS, the City Council has heretofore called and conducted a public hearing on the issuance of the Bonds as required by the Internal Revenue Code of 1986, as amended, and

WHEREAS, Pacific Securities, Inc., as underwriter (the "Underwriter") intends to submit an offer to purchase the Bonds, and

WHEREAS, the City anticipates receiving an allocation of private activity bond limit from the Mortgage Bond Allocation Committee in the amount of $9,040,000 (the "Allocation") to enable the City to issue the Bonds, and

WHEREAS, the City approves of said transactions in the public interests of the City,

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

SECTION 1. FINDINGS AND DECLARATIONS. The City Council hereby finds and declares that the financing of the Project from the proceeds of the Bonds are herein described serves the public purposes of assisting persons and families of low or very low income within the City to afford the costs of decent, safe and sanitary housing. The City Council further hereby finds and declares that this resolution is adopted pursuant to the powers granted by Part 5 of Division 31 of the California Health and Safety Code, as amended, and, in particular, Chapter 7 thereof.

SECTION 2. ISSUANCE AND SALE OF BONDS. The City Council hereby authorizes the issuance of the Bonds pursuant to and in accordance with the terms and provisions of the Indenture, all of which terms and provisions are incorporated herein by reference. The Bonds are hereby authorized to be sold to the Underwriter, pursuant to and in accordance with the terms of an agreement (the "Bond Purchase Agreement") in substantially the form on file with the City Clerk, by and among the City, the Developer and the Underwriter. The City Manager is hereby authorized and directed to approve the terms of an accept an offer to purchase the Bonds which is acceptable to the City Manager, and to execute the Bond Purchase Agreement for and in the name and on behalf of the City; provided that the Bonds shall be sold to the Underwriter for a price not less than ninety-five percent (95%) of the par amount thereof.

SECTION 3. INDENTURE. The Indenture, in substantially the form presented to the City Council at this meeting, together with any additions thereto or changes therein deemed necessary or advisable by the City Manager upon the advice of bond counsel, is hereby approved. The City Manager and the

City Clerk are hereby authorized and directed to execute and deliver the Indenture for and in the name and on behalf of the City.

SECTION 4. ORIGINATION AND SERVICING AGREEMENT. The Origination and Servicing Agreement, in substantially the form presented to the City Council at this meeting, together with any additions thereto or changes therein deemed necessary or advisable by the City Manager upon the advice of bond counsel, is hereby approved. The City Manager and the City Clerk are hereby authorized and directed to execute and deliver the Origination and Servicing Agreement for and in the name and on behalf of the City.

SECTION 5. REGULATORY AGREEMENT. The Regulatory Agreement, in substantially the form presented to the City Council at this meeting, together with any additions thereto or changes therein deemed necessary or advisable by the City Manager upon the advice of bond counsel, is hereby approved. The City Manager and the City Clerk are hereby authorized and directed to execute and deliver the Regulatory Agreement for and in the name and on behalf of the City.

SECTION 6. OFFICIAL STATEMENT. The final official statement relating to the Bonds, to be dated as of the date of the Bond Purchase Agreement, substantially in the form presented at this meeting, is hereby approved and the City Manager of the City is hereby authorized and directed to execute said official statement for and in the name and on behalf of the City, and to approve any additions to or changes in the form of said official statement as the City Manager may deem necessary or advisable, such approval to be conclusively evidenced by the execution of said official statement as so added to or changed. The Underwriters are hereby authorized to distribute

copies of said official statement (as so added to or changed) in connection with its reoffering and resale of the Bonds. Distribution by the Underwriters of the preliminary official statement relating to the Bonds is hereby approved, confirmed and ratified.

SECTION 7. EMPLOYMENT OF BOND COUNSEL. That certain agreement for bond counsel services between the City and Jones Hall Hill & White, A Professional Law Corporation, as bond counsel, is hereby approved and the City Manager and the City Clerk are hereby authorized and directed to execute and deliver said agreement for and in the name and on behalf of the City.

SECTION 8. OFFICIAL ACTION. All actions heretofore taken by the officers and agents of the City with respect to the sale and issuance of the Bonds are hereby approved, confirmed and ratified, and the Mayor, the City Clerk, the Finance Director, the City Manager, the City Attorney and the Principal Planner, and any and all other officers of the City are hereby authorized and directed, for and in the name and on behalf of the City, to do any and all things and take any and all actions relating to the execution and delivery of any and all certificates, requisitions, agreements and other documents, including but not limited to those described in the Bond Purchase Agreement, which they, or any of them, may deem necessary or advisable in order to consummate the lawful issuance and delivery of the Bonds in accordance with the Bond Purchase Agreement, the Indenture and this resolution.

SECTION 9. DESIGNATION OF THE ALLOCATION. The Allocation is hereby designated to the Bonds.

SECTION 10. EFFECTIVE DATE. This resolution shall take effect from and after its adoption.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of June, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney



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## CITY CLERK'S CERTIFICATE

I, Norrine Coyle, City Clerk of the City of Modesto, California, hereby certify as follows:

The foregoing is a full, true and correct copy of a resolution duly adopted at a regular meeting of the members of the City Council of the City of Modesto, regularly and legally held at the regular meeting place thereof on June 23, 1987, of which meeting all of said members had due notice and at which at least a majority thereof were present; and at which said resolution was adopted by the following vote:

AYES: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: None

ABSENT: None

I have carefully compared the foregoing with the original minutes of said meeting on file and of record in my office, and the foregoing is a full, true and correct copy of the original resolution adopted and amended at said meeting; and

Said original resolution has not been further amended, modified and rescinded since the date of its adoption, and the same is now in full force and effect.

Dated: July 7, 1987

Norrine Coyle

City Clerk of the City of Modesto

MODESTO CITY COUNCIL
RESOLUTION NO. 87-512

A RESOLUTION APPROVING SUBMISSION OF AN APPLICATION FOR A FEDERAL GRANT FOR MODESTO CITY-COUNTY AIRPORT/HARRY SHAM FIELD FOR THREE PROJECTS INVOLVING CONSTRUCTION OF TAXIWAYS C AND E, TERMINAL AIRCRAFT PARKING APRON AND RUNWAY 10L BLAST PAD

WHEREAS, on April 22, 1986, the City Council, by Resolution No. 86-395, authorized the staff to submit a preapplication for a federal grant for the construction of taxiways C and E, terminal aircraft parking apron, and runway 10L blast pad at the Modesto City-County Airport; and

WHEREAS, on June 12, 1987, the Federal Aviation Administration approved the plans and specifications and authorized the City to go to bid for the above listed projects.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that the submission of an application to the Federal Aviation Administration for a grant for three projects involving construction of taxiways C and E, terminal aircraft parking apron, and runway 10L blast pad at the Modesto City-County Airport, and in the amount of $335,554 is hereby approved.

BE IT FURTHER RESOLVED that the execution of the application by the City's designated official, Garth Lipsky, City Manager, be and it is hereby authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of June, 1987, by Councilmember Whiteside , who moved its adoption, which motion being duly seconded by Councilmember Sutton , was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-513

A RESOLUTION DETERMINING THAT CANDIDATES FOR ELECTION TO THE CITY OF MODESTO OR THE MODESTO CITY SCHOOLS DISTRICT SHALL PAY THE COST OF THE CANDIDATE'S STATEMENT THAT IS PRINTED IN THE VOTERS' INFORMATION PAMPHLET.

WHEREAS, Section 10012 of the California Elections Code provides that prior to the nomination period for a local election, the local agency shall determine whether a charge shall be levied against candidates for the candidate's statement sent to each voter in the Voter Information Pamphlet for that election, and

WHEREAS, the Council has determined that candidates for election to the City of Modesto or the Modesto City Schools District in the November 3, 1987, Regular Municipal Election should pay the cost of the candidate's statement that is sent to each voter in the Voter Information Pamphlet for that election,

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Modesto that in accordance with the provisions of Section 10012 of the California Elections Code the Council hereby finds and determines that candidates for election to the City of Modesto or the Modesto City Schools District in the November 3, 1987, Regular Municipal Election in the City of Modesto shall pay the cost of the candidate's statement that is sent to each voter in the Voter Information Pamphlet for that election.

BE IT FURTHER RESOLVED that the City Clerk, as the officer charged with overseeing conduct of the election, is hereby authorized to establish the pro rata fees to be paid by each candidate filing a candidate's statement.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of June, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney



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MODESTO CITY COUNCIL
RESOLUTION NO. 87-514

A RESOLUTION INVITING THE ORDER SONS OF ITALY IN AMERICA GRAND LODGE OF CALIFORNIA TO HOLD THEIR STATEWIDE CONVENTION IN MODESTO IN 1990.

WHEREAS, the Order Sons of Italy has a very active local lodge in the Modesto area, and

WHEREAS, the Grand Lodge of California and Modesto Lodge of the Order Sons of Italy in America have made numerous contributions to our state and community through their scholarship, March of Dimes, and other projects, and

WHEREAS, the Order Sons of Italy statewide convention would bring in over 900 delegates and their guests, and

WHEREAS, the economic and cultural impact of bringing in out-of-town groups is deemed beneficial and important both by their related local lodge and by local businesses and citizens in general, and

WHEREAS, the City of Modesto welcomes the opportunity to be the "host city" for such statewide, regional, or national meetings.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Modesto extends its official invitation to the Order Sons of Italy in America Grand Lodge of California to hold their 1990 convention in the City of Modesto, California.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of June, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

CITY OF MODESTO

IMPROVEMENT DISTRICT NO. 27

(YOSEMITE ASSESSMENT DISTRICT)

RESOLUTION NO. 87- 515

RESOLUTION AND ORDER PROVIDING FOR THE ISSUANCE OF $702,060 PRINCIPAL AMOUNT OF IMPROVEMENT BONDS, CITY OF MODESTO IMPROVEMENT DISTRICT NO. 27 (YOSEMITE ASSESSMENT DISTRICT) PRESCRIBING THE DENOMINATIONS, DATE, FORM, AND INTEREST RATE THEREOF; AUTHORIZING THE EXECUTION OF SAID BONDS; APPOINTING A PAYING AGENT FOR SAID BONDS; PROVIDING FOR THE COLLECTION OF ASSESSMENTS TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS; PROVIDING FOR A RESERVE FUND FOR SAID BONDS; DIRECTING NOTICE OF SALE OF SAID BONDS TO BE GIVEN; APPROVING THE OFFICIAL STATEMENT FOR SAID BONDS.

WHEREAS, the Council (the "Council") of the City of Modesto (the "City"), on April 7, 1987, adopted its Resolution of Intention No. 87-269 relating to the construction of certain proposed public improvements in an assessment district in and for the City of Modesto designated City of Modesto Improvement District No. 27 (Yosemite Assessment District), as described therein, pursuant to the provisions of the Municipal Improvement Act of 1913, which said Resolution of Intention provided that serial bonds to represent unpaid assessments and to bear interest at a maximum rate of not to exceed the 12% per annum would be issued in the manner provided by Division 10, commencing with Section 8500, of the Streets and Highways Code of the State of California, the Improvement Bond Act of

1915, and that said bonds would mature a maximum of fifteen (15) years from the 2nd day of September next succeeding twelve (12) months from their date, reference being hereby made to said Resolution of Intention for further particulars; and

WHEREAS, an assessment and diagram were thereafter duly made and filed with this Council, and after a hearing duly noticed and held said assessment was confirmed, levied and approved by Resolution No. 87-361 adopted by this Council on May 12, 1987; and

WHEREAS, said assessment and diagram were duly recorded on May 13, 1987, in the office of the Superintendent of Streets of the City of Modesto, and said diagram was recorded in the office of the County of Stanislaus Recorder, all in the time, form and manner required by law; and

WHEREAS, said assessment was in the total amount of $702,060 and was apportioned upon the several subdivisions of land in said City of Modesto Improvement District No. 27 (Yosemite Assessment District) in proportion to the estimated benefits to be received by such subdivisions, respectively, from said work, as shown in said assessment; and a notice of assessment was duly recorded in the office of the County Recorder of the County of Stanislaus on May 13, 1987, all in time, form and manner required by law; and

WHEREAS, notice of the levy of said assessment and notice otherwise as required by law has been duly given by

mailing and by publication in the time, form and manner required by law; and

WHEREAS, all sums assessed by said assessment and said corrected assessment were due and payable to the Treasurer of the City of Modesto (the "Treasurer") on or before the close of business on June 12, 1987; and

WHEREAS, the Treasurer has determined that the total paid assessments is $4,241.88 and this Council hereby finds and determines that the aggregate amount of unpaid assessments is $702,060;

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

Section 1. The foregoing recitals, and each of them, are true and correct and the Council hereby so finds and determines.

Section 2. The Council has reviewed all proceedings heretofore taken relative to the foregoing and has found, as a result of such review, and does hereby find and determine that all acts, conditions and things required by law to exist, happen and be performed precedent to and in the issuance of improvement bonds as hereinafter provided do exist, have happened, and have been performed in due time, form and manner as required by law and the City is now authorized pursuant to each and every requirement of law to authorize the issuance of bonds in the manner and form as in this resolution provided.

Section 3. Bonds in the principal amount of $702,060 shall be issued upon the security of the aggregate amount unpaid assessments (together with the interest thereon) in accordance with the provisions of said Improvement Bond Act of 1915 and pursuant to the provisions of said Resolution of Intention and proceedings taken thereunder. Said bonds shall be designated "City of Modesto Improvement Bonds City of Modesto Improvement District No. 27 (Yosemite Assessment District)" (the "Bonds"), shall be issued as fully registered bonds, shall be of the denomination of $5,000 or any integral multiple of $5,000 (not exceeding the principal amount of Bonds maturing at any one time), shall be dated July 1, 1987 (which is hereby fixed and determined to be the date of issue of the Bonds) and shall mature in annual series on September 2 in the amounts for each of the several years, as follows:

| Principal Amount | Maturity Date September 2 |
|---|---|
| $22,060 | 1988 |
| 25,000 | 1989 |
| 30,000 | 1990 |
| 30,000 | 1991 |
| 35,000 | 1992 |
| 40,000 | 1993 |
| 40,000 | 1994 |
| 45,000 | 1995 |
| 45,000 | 1996 |
| 50,000 | 1997 |
| 55,000 | 1998 |
| 60,000 | 1999 |
| 70,000 | 2000 |
| 75,000 | 2001 |
| 80,000 | 2002 |

The Bonds shall bear interest from the interest payment date next preceding the date of authentication and registration thereof, unless such date of authentication and registration is on a day during the period from the sixteenth (16th) day of the month next preceding an interest payment date, to such interest payment date, both inclusive, in which event they shall bear interest from such interest payment date, or unless such date of authentication and registration is on a day on or before the fifteenth (15th) day of the month next preceding the first interest payment date, in which event they shall bear interest from July 1, 1987. Such interest shall be payable on March 2, 1988, and thereafter semiannually on September 2 and March 2 of each year until and at the respective maturity dates of the Bonds.

Section 4. Both the interest on and principal of and redemption premiums, if any, on the Bonds shall be payable in lawful money of the United States of America at the principal corporate trust office of the Paying Agent hereinafter appointed in San Francisco, California. Payment of the interest on the Bonds due on or before the maturity or prior redemption thereof shall be made by check or draft mailed to the registered owners of the Bonds at their addresses as they appear at the close of business on the fifteenth (15th) day of the month prior to each such interest payment date on the registration books maintained by the Paying Agent as hereinafter set forth. Payment of the

principal of and redemption premiums, if any, on the Bonds shall be made only upon surrender thereof on their maturity dates or on redemption prior to maturity at the principal corporate trust office of the Paying Agent in San Francisco, California.

Any Bond may be redeemed in whole or in part in integral multiples of the minimum authorized denomination of the Bonds on the second day of March or September in any year, at the option of the Treasurer, upon payment of the principal amount thereof and interest accrued thereon to the date of redemption, together with a premium equal to five per cent (5%) of such principal amount; provided, that the Treasurer shall proceed pursuant to Part 11.1 of the Improvement Bond Act of 1915 in determining those Bonds to be redeemed and the manner of the redemption thereof. Notice of redemption of any Bond shall be given by the Treasurer as provided in the Improvement Bond Act of 1915.

Section 5. The Bonds shall be substantially in the following form, the blanks to be filled in with appropriate words and figures, namely:

[FORM OF BOND]

[FORM OF FACE OF BOND]

UNITED STATES OF AMERICA
STATE OF CALIFORNIA
COUNTY OF STANISLAUS

REGISTERED

NUMBER ____

REGISTERED

$_____

CITY OF MODESTO
IMPROVEMENT BONDS CITY OF MODESTO IMPROVEMENT DISTRICT NO. 27
(YOSEMITE ASSESSMENT DISTRICT)

| INTEREST RATE | MATURITY DATE | BOND DATE | CUSIP NUMBER |
|---|---|---|---|
| ____ % | September 2, ____ | July 1, 1987 | ____ |

REGISTERED OWNER:

PRINCIPAL AMOUNT: DOLLARS

Under and by virtue of the Improvement Bond Act of 1915, Division 10 (commencing with Section 8500) of the Streets and Highways Code (the "Act"), the City of Modesto (the "City"), County of Stanislaus, State of California will, out of the redemption fund for the payment of the bonds issued upon the unpaid portion of assessments made for the work and improvements more fully described in proceedings taken pursuant to Resolution of Intention No. 87-269, adopted by the Council of the City on the 7th day of April, 1987, (as later amended) pay to the registered owner set forth above on the maturity date stated above, the principal sum set forth above in lawful money of the United States of America, and in like manner will pay interest from the interest payment date next preceding the date on which this bond is authenticated and registered, unless this bond is authenticated and registered on a day during the period from the sixteenth (16th) day of the month next preceding an interest payment date to such interest payment date, both inclusive, in which event it shall bear interest from such interest payment date, or unless this bond is authenticated and registered on a day on or before the fifteenth (15th) day of the month next preceding the first

interest payment date, in which event it shall bear interest from July 1, 1987, until payment of such principal sum shall have been discharged, at the rate per annum stated above, payable semiannually on March 2 and September 2 in each year commencing on March 2, 1988. Both the principal hereof and redemption premium hereon are payable at the principal corporate trust office of First Interstate Bank of California, as Paying Agent (the "Paying Agent") in San Francisco, California, and the interest hereon is payable by check or draft mailed to the owner hereof at the owner's address as it appears on the records of the Paying Agent or at such address as may have been filed with the Paying Agent for that purpose, as of the fifteenth (15th) day immediately preceding each interest payment date.

This bond will continue to bear interest after maturity at the rate above stated; provided, it is presented at maturity and payment hereof is refused upon the sole ground that there are not sufficient moneys in said redemption fund with which to pay the same. If it is not presented at maturity, interest hereon will run until maturity.

This bond shall not be entitled to any benefit under the Act or the Resolution Authorizing Issuance of Bonds (the "Resolution of Issuance"), or become valid or obligatory for any purpose, until the certificate of authentication and registration hereon endorsed shall have been signed by the Paying Agent.

REFERENCE IS HEREBY MADE TO THE FURTHER PROVISIONS OF THIS BOND SET FORTH ON THE REVERSE HEREOF, WHICH FURTHER PROVISIONS SHALL FOR ALL PURPOSES HAVE THE SAME EFFECT AS IF FULLY SET FORTH AT THIS PLACE.

IN WITNESS WHEREOF, said City of Modesto has caused this bond to be signed in facsimile by the Treasurer of said City and by its City Clerk and has caused its corporate seal to be reproduced in facsimile hereon, all as of the 22nd day of July, 1987.

CITY OF MODESTO

City Clerk

City Treasurer

[SEAL]

[Certificate of Authentication and Registration]

This is one of the bonds described in the within mentioned Resolution of Issuance, which has been authenticated and registered on the ____ day of _____, 1987.

First Interstate Bank of
California, as Paying Agent

By: _____
Authorized Officer

[FORM OF BACK OF BOND]

This bond is one of several annual series of bonds of like date, tenor and effect, but differing in amounts, maturities and interest rates, issued by the City under the Act and the Resolution of Issuance for the purpose of providing means for paying for the work, and improvements described in the proceedings, and is secured by the moneys in said redemption fund and by the unpaid portion of said assessments made for the payment of said improvements, and, including principal and interest, is payable exclusively out of said fund.

This bond or any portion of it in the amount of five thousand dollars ($5,000), or any integral multiple thereof, may be redeemed and paid in advance of maturity upon the second day of March or September in any year by giving at least 60 days' notice by registered mail to the registered owner hereof at the owner's address as it appears on the registration books of the Paying Agent by paying principal and accrued interest together with a premium equal to five percentum (5%) of the principal.

This bond is transferable by the registered owner hereof, in person or by the owner's attorney duly authorized in writing, at the office of the Paying Agent, subject to the terms and conditions provided in the Resolution of Issuance including the payment of certain charges, if any, upon surrender and cancellation of this bond. Upon such transfer a new registered bond or bonds of any authorized denomination or denominations, of the same maturity, for the same aggregate principal amount, will be issued to the transferee in exchange herefor.

Bonds shall be registered only in the name of an individual (including joint owners), a corporation, a partnership, or a trust.

Neither the City nor the Paying Agent shall be required to make such exchange or registration of transfer of bonds during the fifteen (15) days immediately preceding any interest payment date.

The City and the Paying Agent may treat the owner hereof as the absolute owner for all purposes, and the City and the Paying Agent shall not be affected by any notice to the contrary.

[Form of Assignment]
ASSIGNMENT

For value received the undersigned do(es) hereby sell, assign and transfer unto _____

_____

the within bond and do(es) hereby irrevocably constitute and appoint _____

_____

attorney to transfer the same on the register of the Paying Agent of the City of Modesto with full power of substitution in the premises.

Date: _____. _____ _____

SIGNATURE GUARANTEED:

_____

NOTE: The signature(s) to this Assignment must correspond with the name(s) as written on the face of the within bond in every particular, without alteration or enlargement or any change whatsoever and the signature(s) must be guaranteed by a member firm of the New York Stock Exchange or a commercial bank or trust company.

Section 6. The Treasurer and the Clerk of this Council are hereby authorized and directed, respectively, to execute each of the Bonds on behalf of the City by use of

their engraved, printed or lithographed facsimile signatures, and the Clerk is hereby authorized and directed to affix the seal of the City thereto, which seal may be engraved, printed, lithographed or otherwise placed by facsimile thereon. Such signing and sealing as herein provided shall be a sufficient and binding execution of the Bonds by the City. In case any of the officers whose signatures appears on the Bonds shall cease to be such officer before the delivery of the Bonds to the purchaser, such signature shall nevertheless be valid and sufficient for all purposes the same as though such officer had remained in office until the delivery of the Bonds. Only such of the Bonds as shall bear thereon a certificate of authentication and registration in the form hereinabove set forth, executed and dated by the Paying Agent, shall be entitled to any benefits hereunder or be valid or obligatory for any purpose, and such certificate shall be conclusive evidence that the Bonds so authenticated have been duly authorized, executed, issued and delivered hereunder and are entitled to the benefits hereof.

Section 7. First Interstate Bank of California at its principal corporate trust office in San Francisco, California, is hereby appointed Transfer Agent, Registrar and Paying Agent (the "Paying Agent") of the City for the purpose of paying the interest on and principal of and redemption premiums, if any, on the Bonds and for the purpose of performing the other obligations imposed on it in this

resolution. The Paying Agent may at any time resign, which resignation shall become effective upon the appointment of a successor Paying Agent. Upon receiving notice of such resignation the City shall promptly appoint a successor Paying Agent, except that if no successor Paying Agent shall have been appointed by the City within thirty (30) days of receiving such notice, the resigning Paying Agent may petition any court of competent jurisdiction for the appointment of a successor Paying Agent. The City may at any time in its sole discretion remove the Paying Agent initially appointed and any successor thereto and may appoint a successor or successors thereto by an instrument in writing; provided that the City agrees that it will at all times maintain a Paying Agent with a principal corporate trust office in San Francisco, California. The Paying Agent is hereby authorized to pay interest on the Bonds due on or before the maturity or prior redemption thereof to the registered owners thereof as their names appear at the close of business on the fifteenth (15th) day of the month preceding each interest payment date on the registration books required to be kept by it pursuant to this section as the registered owners thereof, such interest to be paid by check or draft mailed to such registered owners at their addresses appearing on such books or at such other addresses as they may have filed with it for that purpose, and to pay to such registered owners the principal of and redemption premiums, if any, on the Bonds upon presentation

and surrender of the Bonds to it at maturity or on redemption prior to maturity.

The Paying Agent will keep at its principal corporate trust office in San Francisco, California sufficient books for the registration, transfer and exchange of the Bonds, which books shall at all time be open to inspection by the City. Upon presentation for such purpose, the Paying Agent shall, under such reasonable regulations as it may prescribe, register or transfer or exchange the Bonds on such books as hereinafter provided.

Any Bond may be transferred or exchanged on such books by the registered owner thereof, in person or by his duly authorized attorney, upon payment by the person requesting such transfer or exchange of any tax or other governmental charge required to be paid with respect to such transfer or exchange and upon surrender of such Bond for cancellation accompanied by delivery of a duly executed written instrument of transfer or exchange in a form approved by the Paying Agent. Whenever any Bond or Bonds shall be surrendered for transfer or exchange, the City shall execute and the Paying Agent shall authenticate and deliver a new Bond or Bonds of authorized denominations of the same maturity date aggregating the same principal amount of the Bond or Bonds so surrendered. The City and the Paying Agent may deem and treat the registered owner of any Bond as the absolute owner of such Bond for the purpose of receiving payment thereof and for all

other purposes, whether such Bond shall be overdue or not, and neither the City nor the Paying Agent shall be affected by any notice or knowledge to the contrary; and payment of the interest on and principal of and redemption premium, if any, on such Bond shall be made only to such registered owner as above provided, which payment shall be valid and effectual to satisfy and discharge the liability on such Bond to the extent of the sum or sums so paid.

The City shall from time to time, upon request of the Paying Agent and subject to any agreement between the City and the Paying Agent then in force, pay the Paying Agent compensation for its services, reimburse the Paying Agent for all its advances and expenditures, including, but not limited to, advances to and fees and expenses of independent accountants, counsel and engineers or other experts employed by it in the exercise and performance of its rights and obligations hereunder, and indemnify and save the Paying Agent harmless against liabilities not arising from its own negligence or willful misconduct which it may incur in the exercise and performance of its rights and obligations hereunder; provided that the Paying Agent shall not have any lien for such compensation or reimbursement against any moneys held by it in any of the funds established hereunder, although it may take whatever legal actions are lawfully available to it directly against the City.

The statements, agreements, conditions, covenants and terms contained herein and in the Bonds shall be taken as statements, agreements, conditions, covenants and terms of the City, and the Paying Agent does not assume any responsibility for the correctness of the same or for the observance or performance by the City of the same and does not make any representation as to the sufficiency or validity hereof or of the Bonds. The Paying Agent shall not incur any responsibility in respect hereof other than in connection with the rights and obligations assigned to or imposed upon it herein or in the Bonds, and the Paying Agent may conclusively rely on the written instructions, representations and calculations received by it from the Council or the City or from any officer of the City or from any officer of Stanislaus County hereunder.

Any moneys held by the Paying Agent in the Reserve Fund provided in Section 11 of this resolution required to be maintained by it hereunder shall be held in demand or time deposits (including certificates of deposit) of any bank (including the Paying Agent) authorized to accept deposits of public funds, and shall be secured at all times by such obligations as are required by law and to the fullest extent required by law, except that such moneys may (and, upon written directions of the City, shall, so long as such directions are consistent with the fiduciary obligations of the Paying Agent) be invested in lawful investments of

District funds or repurchase agreements of lawful investments of District funds which will mature not later than five years from the date of purchase, or September 2, 1992, whichever is earlier. The Paying Agent may act as principal or agent in the acquisition or disposition of any such deposit or investment and shall not be liable or responsible for any loss suffered in connection with any such deposit or investment made by it under the terms of and in accordance with this section. Anything to the contrary herein notwithstanding, the Paying Agent may sell or present for redemption any securities so purchased whenever it shall be necessary in order to meet any payment of the money so invested, and the Paying Agent shall not be liable or responsible for any losses resulting from any such investment sold or presented for redemption. Any interest or profits on such deposits or investments shall be deposited in the Reserve Fund provided in Section 11 of this resolution, except as otherwise required by Section 12 of this resolution.

Section 8. The unpaid assessments in the aggregate amount of $702,060, as hereinabove referred to and as determined by the Treasurer and the Council, together with interest thereon computed at the rate specified in the Bonds (which interest shall begin to run from the date of the Bonds), shall in accordance with and consistent with the Improvement Bond Act of 1915, remain and constitute a trust fund for the redemption and payment of the principal of the

Bonds and for the interest due thereon, and said assessments and each installment thereof and the interest and penalties thereon shall constitute a lien against the lots and parcels of land on which they are made, until the same be paid. The Treasurer shall annually make a record in his office showing the several installments of principal and interest on said assessments which are to be collected for the forthcoming year during the term of the Bonds. An annual installment of said unpaid assessments shall be payable and shall be collected in each year corresponding in amount to the amount of Bonds unpaid and to accrue that year, which amount shall be sufficient to pay the Bonds as the same become due, and an annual installment of interest on said unpaid assessments shall be payable and shall be collected in each year corresponding in amount to the amount of interest which will accrue on the Bonds outstanding for such year, which amount shall be sufficient to pay the interest thereon that shall become due in the next succeeding March and September. The annual proportion of each assessment coming due in any year, together with the annual interest on such assessment, shall be payable in the same manner and at the same time and in the same installments as the general taxes of the County of Stanislaus on real property are payable, and said assessment installments and said annual interest on said unpaid assessments shall be payable and become delinquent on the same dates and in the same proportionate amounts and, except for

the penalties provided below, shall bear the same proportionate penalties and interest after delinquency as do general taxes on real property in the County of Stanislaus.

A penalty of two per cent (2%) per month of the total amount of a delinquent assessment installment shall be added to a delinquent assessment installment after the close of business on the delinquency date an additional penalty of two per cent (2%) of the amount of the delinquency shall be added at the beginning of business on the tenth (10th) day of each succeeding month until that delinquent installment and all penalties are fully paid. All such penalties collected shall be deposited into the redemption fund.

The Council hereby covenants with the holders of the Bonds that in the event any assessment, or installment thereof, including any interest thereon, is not paid when due, it will order and cause to be commenced within one hundred fifty (150) days following the date of delinquency, and thereafter diligently prosecute, judicial foreclosure proceedings upon such delinquent assessment or installment thereof and interest thereon, which foreclosure proceedings shall be commenced and prosecuted without regard to available surplus funds of the City, including money available in the Reserve Fund provided in Paragraph 11 of this resolution. The Council hereby further covenants with the holders of the Bonds that it will monitor the records of the Treasurer and, not later than one hundred fifty (150) days following the date

when each assessment, or any installment thereof, including any interest thereon, is due, it will advise the Paying Agent either that there are no such delinquencies, or that there are such delinquencies, and (in the latter case) whether or not it has caused to be commenced the aforesaid judicial foreclosure proceedings. If the City has advised that such judicial foreclosure proceedings have not been commenced, then the Paying Agent agrees that it will use its best efforts to institute a suit at law or in equity to compel the City to commence such foreclosure proceedings (the expenses of which suit shall be paid by the City in accordance with Section 7 hereof); provided, that the Paying Agent shall not be responsible for monitoring the records of the Tax Collector of the County of Stanislaus or for taking any action other than as specified herein, it will cause to be commenced the aforesaid judicial foreclosure proceedings.

Section 9. There is hereby created and established a fund to be known as the "City of Modesto Improvement District No. 27 (Yosemite Assessment District) Bond Redemption Fund," which fund shall be kept by the Treasurer and shall constitute a trust fund for the benefit of the holders of the Bonds. At the time of the issuance of the Bonds, the City shall deposit in said fund from the proceeds of the sale of the Bonds the sum representing accrued interest, and all sums received by the Treasurer which are received from the collection of unpaid assessments, and of the interest and

penalties thereon, shall upon receipt be deposited in said fund. All sums to become due for the principal of and the interest on the Bonds shall be withdrawn from said fund and transferred to the Paying Agent so as to be received by the Paying Agent for use for the payment of the principal of and the interest on the Bonds at least two (2) business days before each such principal or interest due date, and the Bonds and the interest thereon shall not be paid out of any other funds. The Council hereby agrees and covenants that it will timely make or cause to be made such withdrawals and transfers in compliance with the requirements of this sentence. The Paying Agent shall not be required to invest any funds held by it under this section, nor shall it be liable to the City for payment of interest on any funds so held. Any surplus remaining in said fund after payment of all Bonds and the interest thereon shall be applied as directed by the City. All moneys in said fund shall be invested in any lawful investments of City funds maturing not later than the date on which such moneys are required for disbursement as herein provided. All interest earned on such investments shall be credited to said fund, except as otherwise required by Section 12 of this resolution.

Section 10. There is hereby created and established a fund to be known as the "City of Modesto Improvement District No. 27 (Yosemite Assessment District) Improvement Fund," which shall be kept by the Treasurer. After making the

deposit in the Reserve Fund as required by Section 11 and after making the deposit in the Redemption Fund required by Section 9, all remaining proceeds of the sale of the Bonds (together with the paid assessments) shall be placed by the Treasurer to the credit of said fund and shall be kept separate and distinct from all other City funds. All moneys in said fund shall be invested in any lawful investments of City funds maturing not later than the date on which such moneys are required for disbursement as herein provided. All interest earned on such investments shall be credited to said fund, except as otherwise required by Section 12 of this resolution. The moneys in said fund shall be applied exclusively for the purpose of paying the cost of the improvements for which the City of Modesto Improvement District No. 27 (Yosemite Assessment District) has been formed, including payment of the incidental expenses in connection with such improvements; provided, that after completion of said improvements and the payment of all claims from said fund, any surplus moneys remaining in said fund (as determined by the Council), or such portion thereof as is allowed by law, shall be used as a credit on the assessment in accordance with the provisions of Section 10427.1 of the Streets and Highways Code.

Section 11. There is hereby created and established a separate fund to be known as the "City of Modesto Improvement District No. 27 (Yosemite Assessment District)

Reserve Fund," which fund shall be kept by the Paying Agent and which shall constitute a trust fund for the benefit of the holders of the Bonds. At the time of the issuance of the Bonds, the City shall transfer to the Paying Agent from the proceeds of the sale of the Bonds for deposit by the Paying Agent in said fund an amount equal to 10% of the principal amount of the bonds and all money in said fund shall be paid and transferred in the following amounts and at the following times and under the following circumstances:

(a) Whenever there are insufficient funds in the Redemption Fund to meet the next maturing installment of principal of or interest on the Bonds, the City shall instruct the Paying Agent in writing to transfer no earlier than fifteen (15) days after the receipt of such instructions from the Reserve Fund for deposit in the Redemption Fund an amount necessary to satisfy such deficiency, which amount shall be calculated by the Treasurer and which such calculations shall be set forth in such instructions. The City agrees that if such insufficiency was caused by delinquent payment of installments of assessments, then an amount equal to the amount so transferred shall be reimbursed and deposited by the City in the Reserve Fund from the proceeds of redemption or sale of the parcel in respect of which payment of installments of assessments was delinquent.

(b) In the event unpaid assessments are paid in cash prior to their final due date, the City shall transfer no earlier than fifteen (15) days after the receipt of such payment from the Reserve Fund for deposit in the Redemption Fund an amount equal to the ratio of the total amount initially provided for in the Reserve Fund to the total amount originally assessed in the proceedings for the Bonds multiplied by the reduction in said assessments, which shall be calculated by the Treasurer and which such calculation shall be set forth in writing.

(c) If at any time the amount of interest earned by the investment of any portion of the Reserve Fund, together with the principal amount in the Reserve Fund, shall exceed the amount initially provided for, such excess shall be returned by the Paying Agent to the City and shall be credited by the City upon the unpaid assessments in the manner set forth in the Improvement Bond Act of 1915.

(d) Whenever the balance in the Reserve Fund is sufficient to retire all the remaining outstanding Bonds, the City shall instruct the Paying Agent to transfer the balance in the Reserve Fund for deposit in the Redemption Fund and the City shall cease the collection of the principal and interest on the unpaid assessments. In such case, the City shall credit such balance against the

assessments remaining unpaid in the manner set forth in the Improvement Bond Act of 1915, with the amount apportioned to each unpaid assessment credited against the last unpaid assessment installment; and if the amount apportioned to each parcel exceeds the amount of said last installment, then such excess shall be credited against the next preceding unpaid assessment installment or installments until exhausted. In the event that the balance in the Reserve Fund at the time of such transfer exceeds the amount required to retire all outstanding Bonds, then such excess shall be apportioned by the City to each parcel upon which an individual assessment remained unpaid at the time the balance in the Reserve Fund was sufficient to retire all outstanding Bonds, and such payments shall be made by the City in cash to the respective owners of the parcels, except that if such excess is not greater than one thousand dollars ($1,000), such excess may be transferred to the general fund of the City.

Section 12. (a) The City will not make any use of the proceeds of the Bonds or any other funds of the City or of the improvements acquired and constructed with the proceeds of the Bonds or any part thereof which would cause the Bonds to be "arbitrage bonds" subject to federal income taxation by reason of Section 148 of the Internal Revenue Code of 1986, as amended (the "Code"), "private activity bonds" subject to

federal income taxation by reason of Section 141(a) of the Code, or obligations subject to federal income taxation because they are "federally guaranteed" as provided in Section 149(b) of the Code; and to that end the City, with respect to the proceeds of the Bonds and such other funds, will comply with all requirements of such sections of the Code and all regulations of the United States Department of the Treasury issued thereunder to the extent that such requirements are, at the time, applicable and in effect, and will comply with the provisions of the Certificate of Rebate executed by the City, dated the date of issuance of the Bonds, (the "Certificate of Rebate").

(b) In furtherance of the covenants of the City set forth above, the City will cause the Paying Agent to comply with the Certificate of Rebate, and the City hereby agrees and covenants to establish and maintain with the Paying Agent the "City of Modesto Improvement District No. 27 (Yosemite Assessment District) Rebate Fund" and to use such fund to segregate the Rebate Requirement (as that term is defined in the Certificate of Rebate) and Rebate Earnings (as that term is defined in the Certificate of Rebate) from all other moneys of the City and the Paying Agent in accordance with the Certificate of Rebate.

Section 13. The City Clerk is directed to cause the Bonds to be lithographed, printed or engraved, and to cause the blank spaces thereof to be filled in to comply with the

provisions hereof, and to procure their execution by the proper officers, and to deliver them when so executed, to the Paying Agent, who shall authenticate them, and thereafter deliver them to the purchaser thereof, on receipt by the Treasurer of the purchase price thereof. The Treasurer and the City Clerk are further authorized to execute and deliver to the purchaser of the Bonds a signature and no-litigation certificate in the form customarily required by purchasers of municipal bonds, certifying to the genuineness and due execution of the Bonds and to all facts within their knowledge relative to any litigation which may or might affect said City of Modesto Improvement District No. 27 (Yosemite Assessment District) or the City, said officers or the Bonds, and the Treasurer is further authorized to execute and deliver to the purchaser of the Bonds a Treasurer's receipt in the form customarily required by purchasers of municipal bonds, evidencing the payment of the purchase price of the Bonds, which receipt shall be conclusive evidence that said purchase price has been paid and has been received by the City. Any purchaser or subsequent taker or holder of the Bonds is hereby authorized to rely upon and shall be justified in relying upon any such signature and no-litigation certificate and any such Treasurer's receipt with respect to the Bonds executed, sold and delivered pursuant to the authority of this resolution.

Section 14. The officers of the City are hereby authorized and directed, jointly and severally, to do any and

all things and to execute and deliver any and all documents, or to make any necessary modifications thereto, which are acceptable to the City Manager, City Attorney and Bond Counsel and which they deem necessary or advisable in order to consummate the issuance, sale and delivery of the Bonds.

Section 15. The Preliminary Official Statement relating to the Bonds on file with the City Clerk is hereby approved. The officers of the City are hereby authorized for and in the name of the City to execute an Official Statement in substantially the form presented to the City Council, with such changes as such officers may require or approve, such approval to be conclusively evidenced by the execution thereof. Seidler-Fitzgerald is hereby authorized and directed to cause to be printed and mailed to prospective purchasers of the Bonds copies of such Official Statement in substantially such form as was presented to this Council.

Section 16. All of the Bonds shall be offered for public sale by the City Council at the time and place designated in the Official Notice of Sale hereinafter set forth, and the City Clerk of the City is hereby authorized and directed to cause a notice of intention to sell the Bonds to be published once in the Bond Buyer at least fifteen (15) days before such sale, such notice to be substantially in the form attached hereto as Exhibit A.

# OFFICIAL NOTICE OF SALE

$702,060

IMPROVEMENT BONDS CITY OF MODESTO

IMPROVEMENT DISTRICT NO. 27

(YOSEMITE ASSESSMENT DISTRICT)

NOTICE IS HEREBY GIVEN that sealed proposals will be received and opened by a representative of the City Council of the City of Modesto (the "City"), County of Stanislaus, State of California, at the office of Orrick, Herrington & Sutcliffe, 600 Montgomery Street, 11th floor conference room, San Francisco, California 94111, on

MONDAY, JULY 6, 1987

at the hour of 10:00 A.M., Pacific Daylight Time, for the purchase of $702,060 principal amount of bonds of the District designated "Improvement Bonds City of Modesto Improvement District No. 27 (Yosemite Assessment District)" (the "Bonds"), more particularly described below:

ISSUE: $702,060, consisting of fully registered bonds in the denomination of $5,000 or any integral multiple of $5,000 (not exceeding the principal amount of Bonds maturing at any one time), except that the first numbered Bond maturing on September 2, 1988, and all Bonds issued upon transfer or exchange therefor shall be of the denomination of $2,060.

DATE: The Bonds are dated July 1, 1987.

MATURITIES: The Bonds mature in annual series on September 2 in the amounts for each of the several years, as follows:

| Maturity Date September 2 | Principal Amount |
|---|---|
| 1988 | $22,060 |
| 1989 | 25,000 |
| 1990 | 30,000 |
| 1991 | 30,000 |
| 1992 | 35,000 |
| 1993 | 40,000 |
| 1994 | 40,000 |
| 1995 | 45,000 |
| 1996 | 45,000 |
| 1997 | 50,000 |
| 1998 | 55,000 |
| 1999 | 60,000 |
| 2000 | 70,000 |
| 2001 | 75,000 |
| 2002 | 80,000 |

REDEMPTION: Any Bond may be redeemed and paid in advance of maturity in whole or in part in integral multiples of the minimum authorized denomination of the Bonds upon the second day of March or September in any year by giving the notice provided in said Improvement Bond Act of 1915 and by paying principal and accrued interest, together with a premium equal to five per cent (5%) of the principal of said Bond redeemed.

INTEREST RATE: The Bonds will bear interest from their date at the rate of not to exceed twelve per cent (12%) per annum, payable on March 2, 1988, and thereafter semiannually on September 2 and March 2 to the respective dates of maturity of the Bonds. Bidders must specify the rates of interest which the Bonds hereby offered for sale shall bear. Bidders will be permitted to bid different rates of interest, irrespective of the maturities of the Bonds, except that (i) the difference between the highest and lowest interest rates specified in any bid shall not exceed three and one-half per cent (3-1/2%); (ii) each interest rate specified must be in a multiple of 1/1000 of 1% per annum and a zero rate of interest cannot be specified; (iii) no Bond shall bear more than one rate of interest; (iv) each Bond shall bear interest from its date to its stated maturity date at the interest rate specified in the bid; and (v) all Bonds of the same maturity shall bear the same rate of interest.

PAYMENT: Interest on the Bonds is payable only by check or draft mailed to the registered owners thereof as their names appear at the close of business on the fifteenth (15th) day of the month preceding each interest payment date on the registration books kept by the First Interstate Bank of California, San Francisco, California, as registrar and paying agent (the "Registrar and Paying Agent"), and the principal of the Bonds is payable on their respective maturity dates or upon prior redemption only upon surrender thereof by the registered owners thereof at the office of the Registrar and Paying Agent of the City of Modesto. Both the principal of and interest on the Bonds shall be payable in the lawful money of the United States of America.

PURPOSE OF ISSUE: The Bonds are issued by the City under the Municipal Improvement Act of 1913 and the Improvement Bond Act of 1915 for the purpose of providing money for paying for storm drainage work and improvements in an assessment district designated "Improvement District No. 27 (Yosemite Assessment District)" in the District, all as described in Resolution of Intention No. 87-269 adopted by the City Council of the District on April 7, 1987.

SECURITY: The unpaid assessments (upon the security of which the Bonds are issued) and the interest on the reducing balances are collected in annual installments on the tax roll on which the general taxes of the City of Modesto on real property are collected. These unpaid assessments and interest thereon shall constitute a trust fund for the redemption and payment of all of the Bonds and of the interest and penalties which may be due thereon, and in the event of a delinquency in the payment of any installment of the assessments levied for the payment of the principal and interest of the Bonds, there is a mandatory duty on the part of the District to transfer an amount from available funds of the District to the Redemption Fund for the Bonds, and in order to provide available funds for this purpose a Reserve Fund will be established from Bond proceeds in the amount of ten per cent (10%) of the principal amount of the Bonds.

TAX EXEMPT STATUS: In the opinion of Orrick, Herrington & Sutcliffe, of San Francisco, California, the interest received by the registered owners of the Bonds is exempt from present State of California personal income taxes and, assuming compliance with certain covenants contained in the resolution authorizing their issuance, is excluded from gross income for federal income tax purposes under Section 103 of the Internal

Revenue Code of 1986, as amended. See the discussion of Tax Exemption in the Official Statement hereinafter referred to.

LEGAL OPINION: The legal opinion of Orrick, Herrington & Sutcliffe, Attorneys at Law, San Francisco, California, approving the validity of the Bonds, will be furnished to the successful bidder without charge.

## TERMS OF SALE

Highest Bid: The Bonds will be awarded to the highest and best bidder considering the interest rate or rates specified and the premium or discount, if any. The highest bid will be determined and the award will be made on the basis of the lowest net interest cost to the City, taking into consideration any premium or discount included in the bid. The lowest net interest cost shall be computed between the dates aforesaid according to standard interest tables. The purchaser must pay accrued interest from the date of the Bonds to the date of delivery. The cost of printing the Bonds will be borne by the City. The purchaser must pay the California Debt Advisory Commission costs.

Right of Rejection: The City Council of the City reserves the right in its discretion to reject any and all bids and to waive any irregularity or informality in any bid.

Prompt Award: The City Council of the City will take action awarding the Bonds or rejecting all bids not later than 48 hours after the expiration of the time herein prescribed for the receipt of proposals unless such time of award is waived by the successful bidder.

Prompt Delivery: Delivery of the Bonds will be made to the successful bidder at the offices of Orrick, Herrington & Sutcliffe, San Francisco, California, as soon as the Bonds can be prepared, which it is estimated will be within 30 days from the date of the sale thereof, but not prior to the date of the bonds. The successful bidder shall have the right, at his option, to cancel the contract of purchase if the City shall fail to execute the Bonds and tender them for delivery within 60 days from the date of sale thereof, and in such event, the successful bidder shall be entitled to the return of his deposit accompanying his bid.

Form of Bid; Maximum Discount: All bids must be for not less than all of the Bonds hereby offered for sale and with accrued interest from the date of the Bonds to the date of delivery, plus such premium as is offered or less such discount as is specified in the bid; provided, that the amount of discount specified in any bid shall not exceed three per cent (3%) of the principal amount of the Bonds. Each bid, together with bidder's check, must be enclosed in a sealed envelope addressed to the City Council of the District and endorsed "Proposal for Improvement Bonds, City of Modesto, Improvement District No. 27 (Yosemite Assessment District)," and must be delivered to the representative of the City at the place first hereinabove mentioned in time to be received by said representative prior to 10:00 A.M. Pacific Daylight Time on Monday, July 6, 1987.

Bid Check: With each bid must be submitted a certified or cashier's check for $25,000 drawn on a bank or trust company transacting business in the State of California, payable to the Treasurer of City of Modesto, to secure the City from any loss resulting from the failure of the bidder to comply with the terms of his bid. Checks of all bidders, except the successful bidder, will be returned promptly by mail following the sale date above specified. The successful bidder's check will be cashed after the award of the bonds and the amount of said check will be applied to the balance due the Treasurer as of the date of closing. No interest will be paid upon the deposit of any bidder.

No Litigation: There is no controversy or litigation pending concerning the validity of the above issue or of said Improvement District No. 27 (Yosemite Assessment District), or of the City, and the City will furnish to the successful bidder a no-litigation certificate certifying to the foregoing as of and at the time of delivery of the bonds.

Official Statement: The City has caused an Official Statement relating to the Bonds to be prepared, a copy of which will be furnished upon request to Seidler-Fitzgerald Public Finance, 515 S. Figueroa Street, Suite 600, Los Angeles, California 90071-3396, (213) 624-4232 the financing consultant to the City for the Bonds.

CUSIP Numbers: It is anticipated that CUSIP numbers will be printed on the Bonds, but neither the failure to print such numbers on any Bonds nor any error with respect thereto shall constitute cause for a failure or refusal by the purchaser thereof to accept delivery of and pay for the Bonds in accordance with the terms of the purchase contract. All expenses in relation to the assignment of and the printing of CUSIP numbers on the Bonds shall be paid by the City.

Certificate: The City will provide to the purchaser of the Bonds a certificate, signed by appropriate officers of the City, confirming to the purchaser that, at the time of the acceptance of his bid for the Bonds and at the time of delivery thereof, to the best of the knowledge, information and belief of said officers, the Official Statement did not contain any untrue statement of a material fact or omit to state a material fact necessary in order to make the statements made therein, in the light of the circumstances under which they were made, not misleading, and there has been no material adverse change in the financial condition or affairs of the City between the date of sale and the date of delivery of the Bonds.

Dated: June 24, 1987.

/s/ Norrine Coyle
City Clerk of the City Council
of the City of Modesto

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Section 17. This resolution shall take effect immediately.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of June, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-516

A RESOLUTION APPROVING THE FINAL MAP OF THE PARADISE ESTATES SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, Central Valley Investment Company, a General Partnership is possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 14.305 acres, known as the Paradise Estates Subdivision, and

WHEREAS, a tentative map of said tract was approved by the Planning Commission of the City of Modesto on the 13th day of October, 1986, and

WHEREAS, the Secretary of the Planning Commission of the City of Modesto has certified that the final map of said tract substantially conforms to the approved tentative map, and

WHEREAS, the City Engineer of the City of Modesto has certified that the final map of said Paradise Estates Subdivision meets all of the provisions of the California Subdivision Map Act and the provisions of the Modesto Municipal Code relating to subdivisions, and that the map is technically correct,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said final map be approved; that the streets, alleys and easements as shown thereon within the boundaries of said tract be accepted on behalf of the public for public use; and that the City Clerk be authorized to certify the map of said tract on behalf of the City of Modesto after the fees and deposits required by the Modesto Municipal Code in amounts determined by the City Engineer have been paid, and subdividers have furnished securities, as set forth in Section 4-4.605 of the Modesto Municipal Code, which shall secure the

obligations set forth in Section 66499.3 of the Government Code of the State of California. Said securities shall be in forms acceptable to the City Attorney and in the amounts required by the Agreement hereinafter referred to.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of June, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney



2807CA

MODESTO CITY COUNCIL
RESOLUTION NO. 87-517

A RESOLUTION APPROVING THE FINAL MAP OF THE CEDAR BROOK NO. 3 SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, Cedar Brook Homes, Inc., is possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 2.30 acres, known as the Cedar Brook No. 3 Subdivision, and

WHEREAS, a tentative map of said tract was approved by the Planning Commission of the City of Modesto on the 8th day of June, 1987, and

WHEREAS, the Secretary of the Planning Commission of the City of Modesto has certified that the final map of said tract substantially conforms to the approved tentative map, and

WHEREAS, the City Engineer of the City of Modesto has certified that the final map of said Cedar Brook No. 3 Subdivision meets all of the provisions of the California Subdivision Map Act and the provisions of the Modesto Municipal Code relating to subdivisions, and that the map is technically correct, and

WHEREAS, all public improvements required by the City of Modesto have been completed in said tract,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said final map be approved; that the improvements completed in said tract be accepted; that the streets, alleys and easements as shown thereon within the boundaries of said tract be accepted on behalf of the public for public use; and that the City Clerk be authorized to certify the map of said tract on

behalf of the City of Modesto after the fees and deposits required by the Modesto Municipal Code in amounts determined by the City Engineer have been paid.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of June, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-518

A RESOLUTION APPROVING THE FINAL MAP OF THE CAPE COD ESTATES NO. 6 SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, Kaufman & Board of Northern California, Inc. are possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 12.696 acres, known as the Cape Cod Estates No. 6 Subdivision, and

WHEREAS, a tentative map of said tract was approved by the Planning Commission of the City of Modesto on the 17th day of March, 1986, and

WHEREAS, the Secretary of the Planning Commission of the City of Modesto has certified that the final map of said tract substantially conforms to the approved tentative map, and

WHEREAS, the City Engineer of the City of Modesto has certified that the final map of said Cape Cod Estates No. 6 Subdivision meets all of the provisions of the California Subdivision Map Act and the provisions of the Modesto Municipal Code relating to subdivisions, and that the map is technically correct,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said final map be approved; that the streets, alleys and easements as shown thereon within the boundaries of said tract be accepted on behalf of the public for public use; and that the City Clerk be authorized to certify the map of said tract on behalf of the City of Modesto after the fees and deposits required by the Modesto Municipal Code in amounts determined by the City Engineer have been paid, and subdividers have furnished securities, as set forth in Section 4-4.605 of the Modesto Municipal Code, which shall secure the

obligations set forth in Section 66499.3 of the Government Code of the State of California. Said securities shall be in forms acceptable to the City Attorney and in the amounts required by the Agreement hereinafter referred to.

BE IT FURTHER RESOLVED that the City Manager and the City Clerk be authorized to execute and attest, respectively, an agreement with subdividers as required by Section 4-4.604(c) of the Modesto Municipal Code and an agreement to secure Conditions 10 and 11 of Planning Commission Resolution 86-49.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of June, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

2807CA

MODESTO CITY COUNCIL
RESOLUTION NO. 87-519

A RESOLUTION APPROVING THE FINAL MAP OF THE CAPE COD ESTATES NO. 7 SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, Arambel and Rose Development Inc. is possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 7.908 acres, known as the Cape Cod Estates No. 7 Subdivision, and

WHEREAS, a tentative map of said tract was approved by the Planning Commission of the City of Modesto on the 17th day of March, 1986, and

WHEREAS, the Secretary of the Planning Commission of the City of Modesto has certified that the final map of said tract substantially conforms to the approved tentative map, and

WHEREAS, the City Engineer of the City of Modesto has certified that the final map of said Cape Cod Estates No. 7 Subdivision meets all of the provisions of the California Subdivision Map Act and the provisions of the Modesto Municipal Code relating to subdivisions, and that the map is technically correct,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said final map be approved; that the streets, alleys and easements as shown thereon within the boundaries of said tract be accepted on behalf of the public for public use; and that the City Clerk be authorized to certify the map of said tract on behalf of the City of Modesto after the fees and deposits required by the Modesto Municipal Code in amounts determined by the City Engineer have been paid, and subdividers have furnished securities, as set forth in Section 4-4.605 of the Modesto Municipal Code, which shall secure the obligations set forth in Section 66499.3 of the Government Code of the State

of California. Said securities shall be in forms acceptable to the City Attorney and in the amounts required by the Agreement hereinafter referred to.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of June, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-520

A RESOLUTION AUTHORIZING THE APPOINTMENT OF CITY ATTORNEY STAN T. YAMAMOTO TO SERVE AS A REPRESENTATIVE OF THE CITY OF MODESTO THE UNEXPIRED TERM OF GLYWN CHASE ON THE BOARD OF TRUSTEES OF RECLAMATION DISTRICT NO. 2091.

WHEREAS, Reclamation District No. 2091 is a property owner supported district formed pursuant to State law for the purpose of maintaining and operating a levee system and pumping facilities which were constructed by the U. S. Army Corp of Engineers on a stretch of the San Joaquin River southwest of Modesto, and

WHEREAS, the City of Modesto's remote sewer ponding site is located on land within Reclamation District No. 2091, and

WHEREAS, Reclamation District No. 2091, hereinafter called "District", maintains approximately seven miles of levees on the east side of the San Joaquin River including the City of Modesto Remote Sewer Pond site, and

WHEREAS, the City of Modesto is the second largest landowner in the District, and the City of Modesto's land ownership in the District makes it eligible to have representation on the Board of Trustees of Reclamation District No. 2091, and

WHEREAS, the City Council desires to have representation on the District's Board of Trustees, and

WHEREAS, by Resolution No. 86-198 adopted by the Council of the City of Modesto on February 11, 1986, the City's Director of Utility Services Ed Walker was appointed to serve as a representative for the City on the Board of Trustees of said District, and

WHEREAS, the trustees of the District are elected by the landowners in the district; and, if an election is uncontested, the Board of Supervisors of Stanislaus County makes the appointment and an election is not necessary, and

WHEREAS, Mr. Glywn S. Chase served on the Board of the District since the District's inception and at the meeting held on June 5, 1987, Mr. Chase resigned his position, and

WHEREAS, at said June 5, 1987 meeting, it was reported that other landowners in the area do not desire to serve on the Board, and the remaining Board members, Mr. Manuel Nunes and Mr. Ed Walker, recommended that City Attorney Stan T. Yamamoto serve the remainder of Mr. Chase's unexpired term,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that, in addition to the Director of Utility Services Ed Walker serving as a representative, it hereby authorizes the appointment of City Attorney Stan T. Yamamoto to serve as a representative for the City the unexpired term of Glywn Chase on the Board of Trustees of Reclamation District No. 2091.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of June, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-521

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF IMPROVEMENTS ALONG CERTAIN STREETS IN THE CITY OF MODESTO AND SETTING HEARING FOR OBJECTIONS OR PROTESTS RELATING TO THE PROPOSED WORK (MONTEREY AVE.)

WHEREAS, Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required.

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

SECTION 1. The Council of the City of Modesto upon its own motion hereby orders the installation of the improvements described in the notices to be mailed to each property owner.

SECTION 2. The Superintendent of Streets is hereby directed to deliver, mail and post said notices in the manner specified in Sections 5876 through 5879 of the Streets and Highways Code.

SECTION 3. The 14th day of July, 1987, at 7:30 o'clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California is set as the time and place where the Council will hear and pass upon objections or protests, if any, which may be raised by any property owner or other interested person relating to the proposed work.

SECTION 4. The Superintendent of Streets is hereby authorized to implement the provisions of this resolution in accordance with the procedure contained in Chapter 27, Part 3, Division 7 of the Streets and Highways Code of the State of California.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of June, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the recolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

1. Curb and walk along Monterey Avenue at 1307 Monterey Avenue, a portion of Block 4 (Michael Dugan)

2. Curb and walk on the north side of Monterey Avenue at 1311 Monterey avenue, a portion of Block 4 (Lloyd Briscoe)

3. Curb and walk on the north side of Monterey Avenue at 1315 Monterey Avenue, a portion of Block 4 (L. G. Cahill, et ux)

4. Curb and walk on the north side of Monterey Avenue at 1319 Monterey Avenue, a portion of Block 4 (Alvya A. Stohler, et ux)

5. Curb and walk along the north side of Monterey Avenue at 1331 Monterey Avenue, a portion of Block 4 (Melvin L. Myers, et ux)

6. Curb and walk along the North side of Monterey Avenue at 750 Benson Avenue, Lot 14 of Block 2076 (Marion T. Merrell)

7. Curb and walk along the north side of Monterey Avenue at 747 Kerr Avenue, Lot 13 of Block 2076 (Guadalupe Espinoza)

8. Curb and walk along the north side of Monterey Avenue at 1501 Monterey Avenue, a portion of Block 2108 (Jerry D. Reese)

9. Curb and walk along the north side of Monterey Avenue at 1507 Monterey Avenue, a portion of Block 2108 (Robbins Zandy Investors)

10. Curb and walk along the north side of Monterey Avenue at 747 Thrasher Avenue, Lot 13 of Block 2108 (Leo Tharp)

11. Curb and walk along the north side of Monterey Avenue at 1611 Monterey Avenue, Lots 14 and 15 of Block 2116 (Bipan K. Kochhar, et ux)

12. Curb and walk along the north side of Monterey Avenue at 1711 Monterey Avenue, a portion of Block 2141 (Abelardo Morales, et al)

13. Curb and walk along the north side of Monterey Avenue at 1719 Monterey Avenue, a portion of Block 2141 (Robert J. Meisenbach, et ux)

14. Curb and walk along the south side of Monterey Avenue at 802 Santa Cruz Avenue, Lot 7 of Block 2071 (Roy E. Chipps)

15. Curb and walk on the south side of Monterey Avenue at 1316 Monterey Avenue, Lot 6 of Block 2071 (Ruben Morales et ux)

16. Curb and walk on the south side of Monterey Avenue at 1320 Monterey Avenue, a portion of Block 2071 (Walt Garrity et ux)

17. Curb and walk on the south side of Monterey Avenue at 1324 Monterey Avenue, Lot 4 of Block 2071 (Donna M. Durling)

18. Curb and walk on the south side of Monterey Avenue at 1328 Monterey Avenue, Lot 3 of Block 2071 (Rodney C. Bonnell et ux)

Avenue, Lot 2 of Block 2071 (Richard Hodnett et ux)

20. Curb and walk along the south side of Monterey Avenue at 1402 Monterey Avenue, Lot 27 of Block 2110 (Odilon v. Rodriquez et ux)

21. Curb and walk on the south side of Monterey Avenue at 1410 Monterey Avenue, Lot 28 of Block 2110 (Marie L. Lester)

22. Curb and walk on the south side of Monterey Avenue at 1414 Monterey Avenue, Lot 25 of Block 2110 (Elma A. Alakely)

23. Curb and walk along the south side of Monterey Avenue at 1418 Monterey Avenue, Lots 1 and 2 of Block 2110 (Fred Sullivan et ux)

24. Curb and walk along the south side of Monterey Avenue at 1502 Monterey Avenue, Lot 1 of Block 2111 (Mark L. Morphy, et ux)

25. Curb and walk on the south side of Monterey Avenue at 1508 Monterey Avenue, Lot 2 of Block 2111 (Effie Beeks)

26. Curb and walk on the south side of Monterey Avenue at 1516 Monterey Avenue, Lot 3 of Block 2111 (Creed J. Rone)

27. Curb and walk along the south side of Monterey Avenue at 1634 Monterey Avenue, a portion of Block 2114 (Efiginia Irizarry)

28. Curb and walk along the south side of Monterey Avenue at 1708 Monterey Avenue, Lots 13 and 14 of Block 2142 (Joel Zuniga et ux)

29. Curb and walk on the south side of Monterey Avenue at 1710 Monterey Avenue, Lot 15 of Block 2142 (John Valdez et al)

30. Curb and walk on the south side of Monterey Avenue at 1714 Monterey Avenue, Lot 16 of Block 2142 (Roberto G. Bautista)

31. Curb and walk on the south side of Monterey Avenue at 1718 Monterey Avenue, Lot 17 of Block 2142 (Robert G. Bautista)

32. Curb and walk on the south side of Monterey Avenue at 1722 Monterey Avenue, Lot 18 of Block 2142 (Audrey M. Angle)

33. Curb and walk on the south side of Monterey Avenue at 1726 Monterey Avenue, Lot 19 of Block 2142 (Francisco C. Avila et al)

34. Curb and walk on the south side of Monterey Avenue at 1730 Monterey Avenue, Lot 20 of Block 2142 (Nancy Griffith)

35. Curb and walk on the south side of Monterey Avenue at 1734 Monterey Avenue, Lot 21 of Block 2142 (Jose G. Salas et ux)

36. Curb and walk on the south side of Monterey Avenue at 1738 Monterey Avenue, Lot 22 of Block 2142 (Harlin Harris et ux)

37. Curb and walk on the south side of Monterey Avenue at 1742 Monterey Avenue, Lot 23 of Block 2142 (Joe R. Murray et ux)

38. Curb and walk along the south side of Monterey Avenue at 1746 Monterey Avenue, Lot 24 of Block 2142 (Jaime Fonseca et ux)

39. Curb and walk along the north side of Monterey Avenue at 1627 Monterey Avenue, Lot 13 of Block 2116 (Mary J. Jones)

MODESTO CITY COUNCIL
RESOLUTION NO. 87-522

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND THE STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION FOR RAISING OF SEWER MANHOLE COVERS ON 9TH STREET BETWEEN "D" STREET AND "L" STREET (UTILITIES AGREEMENT NO.10Ut1911)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and the State of California Department of Transportation for raising of sewer manhole covers on 9th Street between "D" Street and "L" Street after the resurfacing work is complete

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of June, 19 87, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-523

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND** THE STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION FOR RAISING OF WATER VALVE COVERS ON 9TH STREET BETWEEN "D" STREET AND "L" STREET (UTILITIES AGREEMENT NO. 10Ut1911-1)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and the State of California Department of Transportation for raising of water valve covers on 9th Street between "D" Street and "L" Street after the resurfacing work is complete

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of June, 19 87, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-524

A RESOLUTION VACATING AND ABANDONING A TRIANGULAR PORTION OF EXCESS STREET RIGHT-OF-WAY FOR CHICAGO AVENUE, IN BLOCK 4050 IN THE CITY OF MODESTO PURSUANT TO THE CALIFORNIA STREETS AND HIGHWAYS CODE.

WHEREAS, the City of Modesto has received a request from Delamare-Fultz Engineers on behalf of Norman Winsor to abandon the triangular portion of excess street right-of-way for Chicago Avenue, and

WHEREAS, the California Streets and Highways Code authorizes a city council, by resolution, to summarily vacate excess street right-of-way, and

WHEREAS, said triangular portion of excess street right-of-way is located on Chicago Avenue, in Block 4050 in the City of Modesto, and is more particularly described in Exhibit "A" attached hereto, and

WHEREAS, the Council of the City of Modesto finds and declares that:

1. The vacation is made pursuant to Chapter 4 (Sections 8330 et seq.) of Part 3 of Division 9 of the Streets and Highways Code.

2. The triangular portion of excess street right-of-way located on Chicago Avenue, in Block 4050 in the City of Modesto is not required for street or highway purposes.

3. That from and after the date this resolution is recorded, the triangular portion of excess street right-of-way vacated will no longer constitute a right-of-way.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the triangular portion of excess street right-of-way located on Chicago Avenue, in Block 4050 in the City of Modesto, which is more particularly described in Exhibit "A" which is attached hereto and incorporated herein by

reference, be and it is hereby vacated and abandoned, such vacation and abandonment to become effective upon the recording of a certified copy of this resolution in the Stanislaus County Recorder's Office.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of June, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan J. Yamamoto
STAN T. YAMAMOTO, City Attorney

APPROVED AS TO DESCRIPTION:

By John R. Christiansen
Department of Engineering Services

June 15, 1987

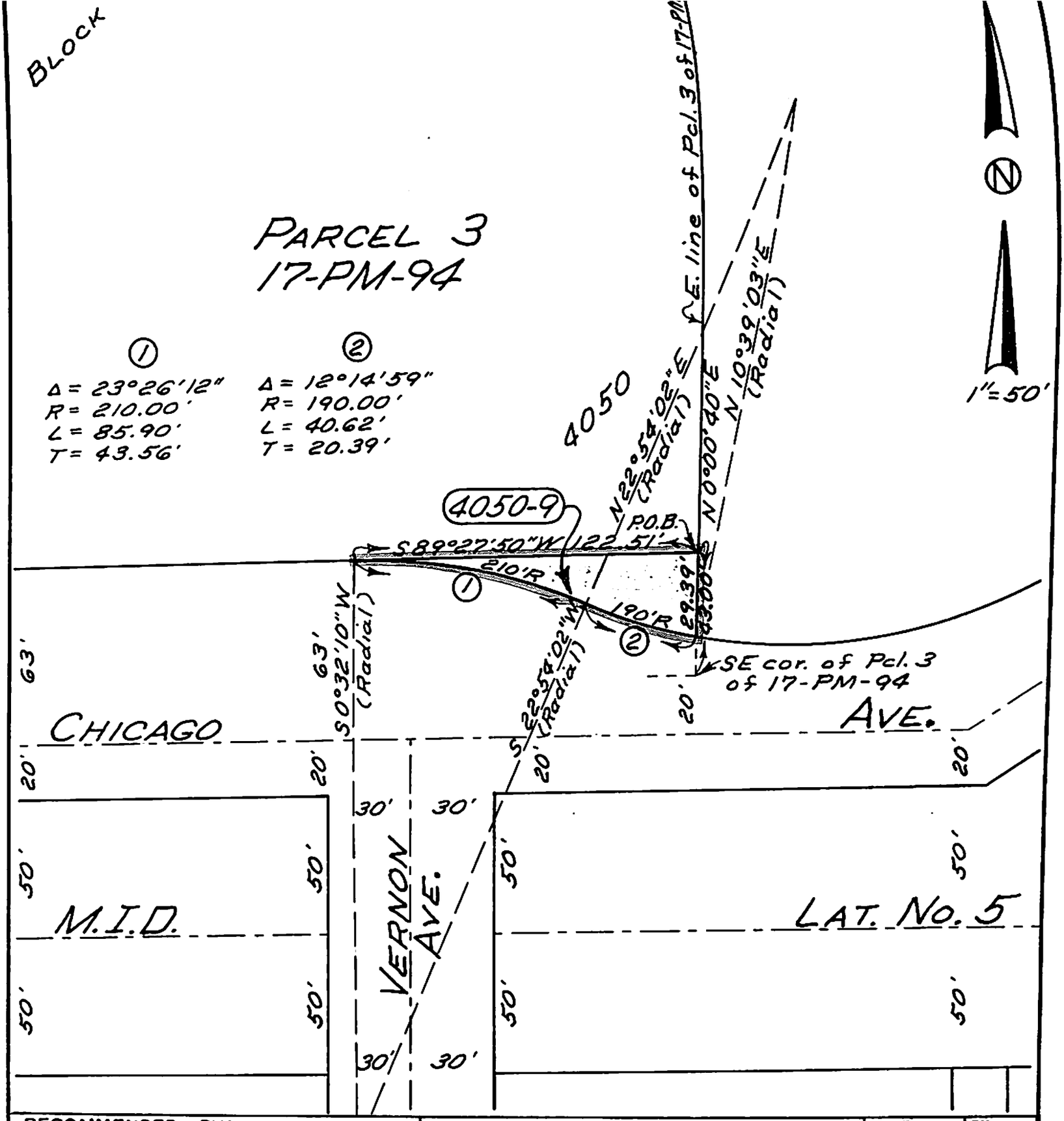
Parcel 4050-9
LD 87-F

VACATE AND ABANDON EXCESS RIGHT OF WAY FOR
CHICAGO AVENUE IN BLOCK 4050

All that real property in the State of California, County of Stanislaus, City of Modesto, being a portion of the Southwest quarter of Section 31, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

COMMENCING at the Southeastern corner of Parcel 3, as per map filed in Book 17 of Parcel Maps, Page 94, Stanislaus County Records; thence along the Eastern line of said Parcel 3, North 00° 00' 40" East, 43.00 feet, to the Northern line of Chicago Avenue and the true point of beginning of this description; thence along said Northern line of Chicago Avenue, said line being parallel with and 63.00 feet, measured at right angles, Northerly from the centerline of Chicago Avenue, South 89° 27' 50" West, 122.51 feet, to a point of cusp with a tangent curve; thence Southeasterly along said tangent curve concave to the Southwest, having a Radius of 210.00 feet, a Central Angle of 23° 26' 12" and an Arc Length of 85.90 feet, to a point of reverse curve from which point a radial line bears North 22° 54' 02" East; thence Southeasterly along said reverse curve concave to the Northeast, having a Radius of 190.00 feet, a Central Angle of 12° 14' 59" and an Arc Length of 40.62 feet, to a point on said Eastern line of Parcel 3, from which point a radial line bears North 10° 39' 03" East; thence along the Eastern line of Parcel 3, North 00° 00' 40" East, 29.39 feet, to the point of beginning of this description.

EXHIBIT "A"




RECOMMENDED BY:

JERRY H. BUTLER

CITY OF MODESTO
DEPARTMENT OF ENGINEERING

ALFRED KAUFMAN, DIRECTOR

R.E. 6743

| DATE | DRAWN | CHECKED |
|---|---|---|
| April 8, '87 | J. Christiansen | |

| DATE | BY |
|---|---|
| | |

# VACATE AND ABANDON EXCESS RIGHT OF WAY FOR CHICAGO AVENUE IN BLOCK 4050 LD87-F

FLD. BK. & PG.

W. O. NO.

FILE NUMBER 4-A-706

MODESTO CITY COUNCIL
RESOLUTION NO. 87-525

A RESOLUTION OF INTENTION TO VACATE AND ABANDON THE FIVE-FOOT PUBLIC WALKWAY BETWEEN 1437 AND 1505 BRANNON AVENUE, AT COOLIDGE AVENUE, IN THE CITY OF MODESTO.

WHEREAS, the City Council has received a request by adjacent property owners to vacate and abandon the five-foot public walkway between 1437 and 1505 Brannon Avenue, at Coolidge Avenue, in the City of Modesto, and

WHEREAS, fee title to the public walkway right-of-way is vested in the adjacent landowners who are proponents of the abandonment, and

WHEREAS, the proposed walkway abandonment has been referred to affected City departments, local utility companies and the Modesto School District, and no objection to the abandonment has been received from them, and

WHEREAS, notices of an informal public hearing to consider the requested walkway abandonment were posted in the area and said hearing was held on June 1, 1987, and

WHEREAS, the proposed walkway abandonment has been referred to the Planning Commission, which by its Resolution No. 87-90, adopted on June 1, 1987, found and determined as follows:

1. The walkway is not necessary to serve present or future pedestrian needs in the area.

2. The walkway has created a problem for adjacent property owners due to misuse, vandalism, and property damage.

3. The increase in vehicular traffic through the alley traveling on the west side of the walkway results in a potential hazard for pedestrians traveling through the walkway.

4. The retention of public utility easements across the walkway right-of-way is necessary to serve existing and future utility lines.

and

WHEREAS, the Planning Commission by Resolution No. 87-90 adopted on June 1, 1987, recommended to the City Council the vacation and abandonment of said public walkway between 1437 and 1505 Brannon Avenue, at Coolidge Avenue, in the City of Modesto subject to the following conditions:

1. That within 90 days following final abandonment by the City Council the recipients of the abandoned area shall construct fencing across the Brannon Avenue opening of the walkway no closer to the 15-foot building setback line and across the alley opening at the property line.

2. That prior to final abandonment action by the City Council the recipients of the abandoned area shall agree in writing to comply with all conditions of abandonment imposed by the Council. Said agreement shall be in a form approved by the City Attorney.

3. That public utility easements shall be retained as approved by the Director of Engineering Services.

and

WHEREAS, the City Council deems it appropriate to hold a public hearing and give all persons interested in or objecting to the proposed abandonment an opportunity to be heard,

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

SECTION 1. The Council of the City of Modesto hereby declares its intention to vacate and abandon the public walkway between 1437 and 1505 Brannon Avenue, at Coolidge Avenue, in the City of Modesto, County of Stanislaus, State of California, which is more particularly shown on the map entitled "Vacate and Abandon the 5-foot Walkway in Block 1222 LD 87-G", dated June 15, 1987, and on file in the office of the City Clerk, and more particularly described on the attached Exhibit "A" which is hereby made a part hereof by such reference, subject to such conditions as the City Council may require.

SECTION 2. The Council of the City of Modesto hereby elects to proceed with the proposed vacation and abandonment of said public walkway between 1437 and 1505 Brannon Avenue, at Coolidge Avenue, in the City of Modesto, pursuant to the provisions of Division 9, Part 3, of the Streets and Highways Code of the State of California.

SECTION 3. Notice is hereby given that Tuesday, the 14th day of July, 1987, at 7:30 p.m. in the Council Chambers, 801 11th Street, Modesto, California, is hereby fixed as the time and place for hearing all persons interested in or objecting to the proposed vacation and abandonment.

SECTION 4. The City Clerk is hereby directed to cause to be published in full in The Modesto Bee, the official newspaper of the City of Modesto, the date, place, and hour of said hearing once each week for two (2) successive weeks before the date set for said hearing.

SECTION 5. The Director of Planning and Community Development is hereby directed to cause notices of the proposed walkway vacation and abandonment to be posted conspicuously along the line of the walkway proposed to be vacated and abandoned at least fourteen (14) days before the date set for the hearing, and at least three (3) notices shall be posted. Such notices shall state the passage of this Resolution of Intention and the time and place for hearing.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of June, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Marrine Coyle
MORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, City Attorney

APPROVED AS TO DESCRIPTION:

By
Engineering Services

June 15, 1987

LD 87-G
Parcel 1222-1

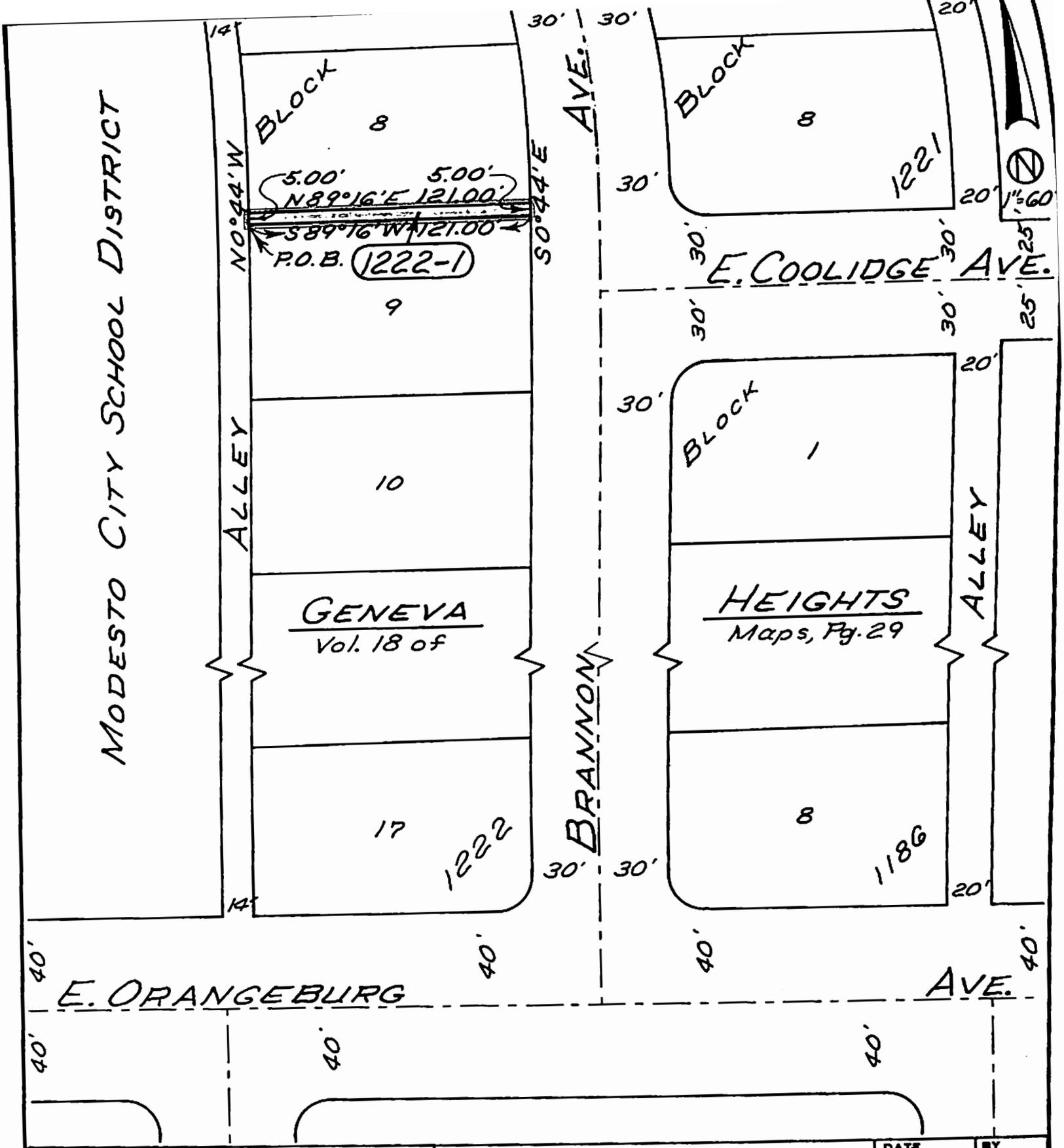
VACATE AND ABANDON THE 5-FOOT WALKWAY IN BLOCK 1222

All that real property in the State of California, County of Stanislaus, City of Modesto, being a portion of the Northeast quarter of Section 21, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at the Northwestern corner of Lot 9 in Block 1222 of the GENEVA HEIGHTS Subdivision, as per map filed June 23, 1955 in Volume 18 of Maps, Page 29, Stanislaus County Records, said point being on the Eastern line of a 14.00 foot alley; thence along said Eastern line of the 14.00 foot alley, North 00° 44' West, 5.00 feet, to the Southwestern corner of Lot 8 in Block 1222 of said Geneva Heights Subdivision; thence along the Southern line of said Lot 8 in Block 1222, North 89° 16' East, 121.00 feet, to the Southeastern corner of Lot 8 and a point on the Western line of 60.00 foot Brannon Avenue; thence along said Western line of Brannon Avenue, South 00° 44' East, 5.00 feet, to the Northeastern corner of Lot 9 in Block 1222 of Geneva Heights Subdivision; thence along the Northern line of Lot 9 in Block 1222, South 89° 16' West, 121.00 feet, to the point of beginning.

RESERVING all of the above as a Public Utilities Easement.

EXHIBIT "A"




| | | | |
|---|---|---|---|
| REGOMMENDED BY: | | DATE | BY |
| JERRY H. BUTLER | | | |
| CITY OF MODESTO<br>DEPARTMENT OF ENGINEERING | VACATE AND ABANDON THE 5-FOOT WALKWAY IN BLOCK 1222 LD 87~G | FLD. BK. & PG. | |
| ALFRED KAUFMAN DIRECTOR | | W. O. NO. | |
| R.E. 6743 | | FILE NUMBER 4~A~707 | |
| DATE June 15, 1987 / DRAWN J. Christiansen / CHECKED | | | |

MODESTO CITY COUNCIL
RESOLUTION NO. 87-526

A RESOLUTION VACATING AND ABANDONING A STRIP OF EXCESS STREET RIGHT-OF-WAY ON ALBANY AVENUE, IN BLOCKS 6181 AND 6182 IN THE CITY OF MODESTO PURSUANT TO THE CALIFORNIA STREETS AND HIGHWAYS CODE.

WHEREAS, the City of Modesto has received a request from Norma Costa on behalf of herself as well as on behalf of Mr. and Mrs. Jim Pottenger to abandon excess street right-of-way, 60' wide by 100' deep, on Albany Avenue, and

WHEREAS, that portion of excess street right-of-way, 60' wide by 100' deep, was dedicated to the City by the final map of the Woodman Tract, which was filed October 18, 1946 in Volume 16 of Subdivisions, Page 6, Stanislaus County Records, and

WHEREAS, that portion of excess street right-of-way, 60' wide by 100' deep, proposed to be abandoned would become the property of the two adjacent landowners, and

WHEREAS, the California Streets and Highways Code authorizes a city council, by resolution, to summarily vacate excess street right-of-way, and

WHEREAS, said strip of excess street right-of-way is located on Albany Avenue, in Blocks 6181 and 6182 in the City of Modesto, and is more particularly described in Exhibit "A" attached hereto, and

WHEREAS, the Council of the City of Modesto finds and declares that:

1. The vacation is made pursuant to Chapter 4 (Sections 8330 et seq.) of Part 3 of Division 9 of the Streets and Highways Code.

2. The strip of excess street right-of-way located on Albany Avenue, in Blocks 6181 and 6182 in the City of Modesto is not required for street or highway purposes.

3. That from and after the date this resolution is recorded, the strip of excess street right-of-way vacated will no longer constitute a right-of-way.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the strip of excess street right-of-way located on Albany Avenue, in Blocks 6181 and 6182 in the City of Modesto, which is more particularly described in Exhibit "A" which is attached hereto and incorporated herein by reference, be and it is hereby vacated and abandoned, such vacation and abandonment to become effective upon the recording of a certified copy of this resolution in the Stanislaus County Recorder's Office.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of June, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

APPROVED AS TO DESCRIPTION:

By John L. Christiansen
Department of Engineering Services

061887



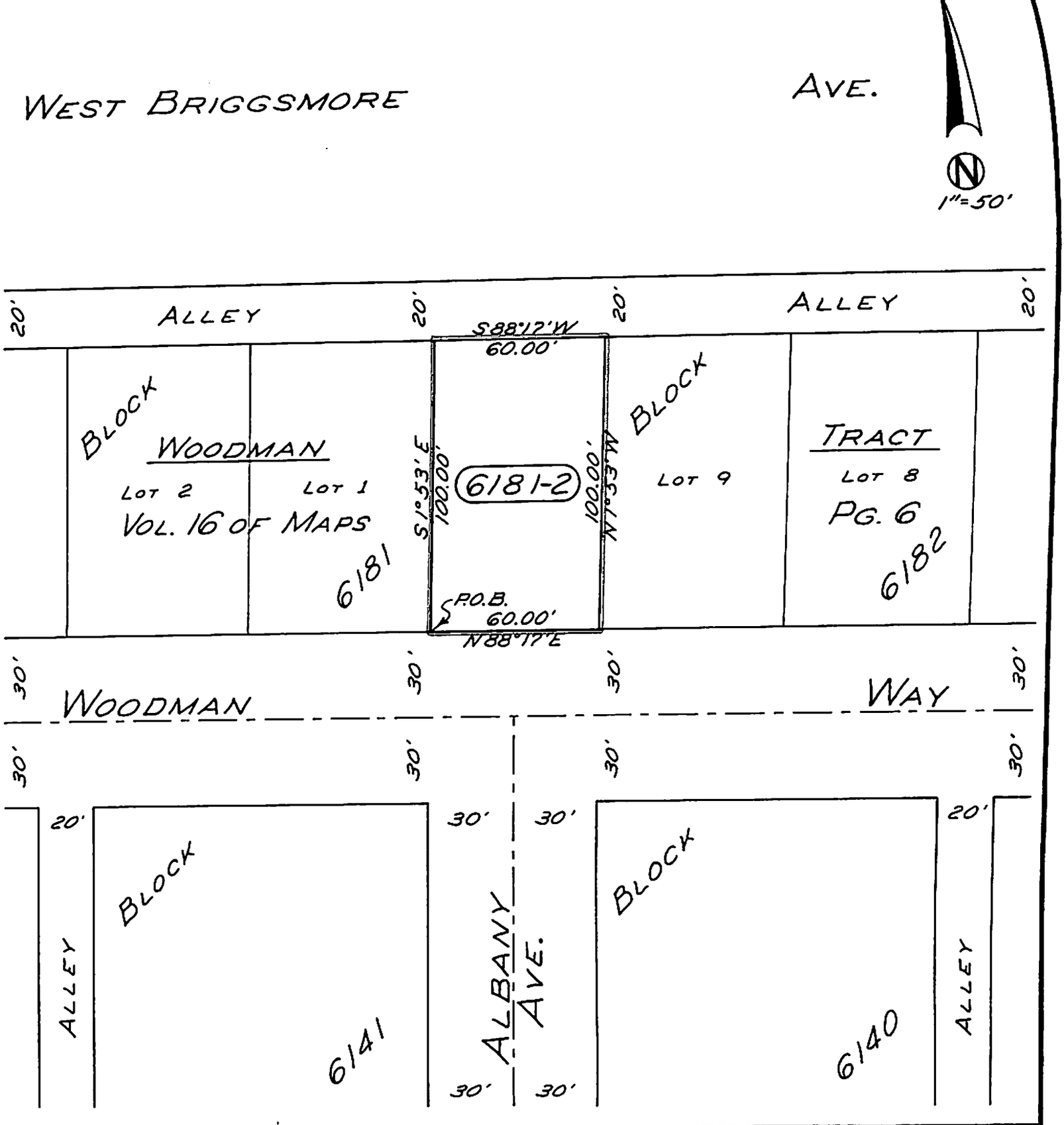
3129CA

VACATE AND ABANDON A PORTION OF ALBANY AVENUE
AT BLOCK 6181 AND 6182

All that real property in the State of California, County of Stanislaus, City of Modesto, being a portion of the Southwest quarter of Section 17, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at the Southeastern corner of Lot 1 in Block 6181 of the WOODMAN TRACT, as per map filed October 18, 1946 in Volume 16 of Maps, Page 6, Stanislaus County Records, said point being on the Northern line of a 60.00 foot public road known as Woodman Way; thence along the Easterly extension of said Northern line, North 88°17' East, 60.00 feet, to the Southwestern corner of Lot 9 in Block 6182 of said Woodman Tract; thence along the Western line of said Lot 9, North 01°53' West, 100.00 feet, to the Northwestern corner of Lot 9; thence South 88°17' West, 60.00 feet, to the Northeastern corner of said Lot 1; thence along the Eastern line of Lot 1, South 01°53' East, 100.00 feet, to the point of beginning.

EXHIBIT "A"




| | | | |
|---|---|---|---|
| RECOMMENDED BY: Al Kaufman | | DATE | BY |
| AL KAUFMAN R.E. 6743 | | | |
| CITY OF MODESTO<br>DEPARTMENT OF PUBLIC WORKS | VACATE AND ABANDON A PORTION OF ALBANY AVENUE AT BLOCKS 6181 & 6182 ~ LD 75-F | FLD. BK. & PG. | |
| ANDREW R. CAMPBELL DIRECTOR<br>Andrew R Campbell<br>R.E. 10606 | | W. O. NO. | |
| DATE: JULY 23, '75 / DRAWN: J. Christiansen / CHECKED: M. Jones | | FILE NUMBER: 4-A-504 | |

MODESTO CITY COUNCIL
RESOLUTION NO. 87-527

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND GENERAL REINSURANCE CORPORATION FOR RENEWAL OF EXCESS WORKERS' COMPENSATION INSURANCE FOR THE PERIOD OF JUNE 1, 1987 - JULY 1, 1988

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and General Reinsurance Corporation for renewal of excess Workers' Compensation Insurance for the period of June 1, 1987 - July 1, 1988

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of June, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-528

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND** THE CALIFORNIA FEDERATED FIREFIGHTERS' JOINT APPRENTICESHIP COMMITTEE FOR INITIATING AN APPRENTICESHIP TRAINING PROGRAM FOR THE CITY OF MODESTO FIRE DEPARTMENT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and the California Federated Firefighters' Joint Apprenticeship Committee for initiating an apprenticeship training program for the City of Modesto Fire Department

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of June, 19 87, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-529

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND** THE CALIFORNIA FEDERATED FIREFIGHTERS' JOINT APPRENTICESHIP COMMITTEE ACCEPTING EDUCATIONAL FUNDS FOR TRAINING

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and the California Federated Firefighters' Joint Apprenticeship Committee accepting educational funds for training

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of June, 19 87, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-530

**A RESOLUTION SETTING TIME AND PLACE FOR HEARING** ON APPEAL OF WES AND BARBARA PAGE, ON BEHALF OF CONCERNED RESIDENTS, TO A PLANNING COMMISSION DECISION REGARDING SHAWNEE MEADOWS SUBDIVISION

**BE IT HEREBY RESOLVED by the Council of the City of Modesto that** July 14, 1987 **, at** 7:30 **P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of** an appeal of Wes and Barbara Page, on behalf of concerned residents, to a Planning Commission decision regarding Shawnee Meadows Subdivision located on the east side of Shawnee Drive north of Standiford Avenue.

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 23rd **day of** June **, 19** 87 **, by Councilmember** Whiteside **, who moved its adoption, which motion being duly seconded by Councilmember** Sutton **, was upon roll call carried and the resolution adopted by the following vote:**

**AYES: Councilmembers:** Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

**NOES: Councilmembers:** None

**ABSENT: Councilmembers:** None

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-531

A RESOLUTION AMENDING SECTION 9 AND EXHIBIT "H" OF RESOLUTION NO. 87-566 ENTITLED "A RESOLUTION ESTABLISHING SALARY SCHEDULES AND FIXING COMPENSATION FOR POSITIONS IN THE CITY SERVICE."

WHEREAS, this Council, by Resolution No. 87-566, adopted on July 7, 1987, established salary schedules and fixed compensation for positions in the City Service, and

WHEREAS, the Council desires to amend Section 9 of Council Resolution No. 87-566, which section establishes differential pay for miscellaneous employees, and

WHEREAS, the Council also desires to amend Exhibit "H" of Resolution No. 87-566, which exhibit is entitled "City of Modesto Alphabetical Listing of Classifications in City Service 1987-88",

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Council Resolution No. 87-566 is hereby amended to read as follows:

SECTION 1. AMENDMENT TO SECTION 3 OF RESOLUTION NO. 87-566. Effective July 7, 1987, Section 3 of Council Resolution No. 87-566 is hereby amended to read as follows:

"SECTION 9. DIFFERENTIAL PAY - MISCELLANEOUS. An employee who is assigned to one of the positions enumerated below shall be paid, in addition to the salary fixed and established for the class title and pay range to which the employee's position has been allocated, additional compensation at the rate of five (5%) percent of the compensation which the employee would otherwise be entitled to receive. Such additional compensation shall not be paid to any person employed on a temporary or part-time (hourly or per diem pay) basis.

1. Motor Sweeper Operator - who is regularly assigned as a night sweeper operator.

2. Maintenance Worker I or II - who is regularly assigned to water street trees at night.

3. Maintenance Worker I or II - who is regularly assigned as a night hand sweeper.

4. Police Clerk - who is regularly assigned to work on either the swing or graveyard shift.

5. Receptionist - who is regularly assigned to work on the swing shift.

6. Maintenance Mechanic - who is regularly assigned as a leadworker in the Downtown Parking Garage."

SECTION 2. AMENDMENT TO RESOLUTION NO. 87-566. Effective retroactively to January 6, 1987, Exhibit "H" entitled "City of Modesto Alphabetical Listing of Classifications in City Service 1987-88", attached to Resolution No. 87-566, is hereby amended as shown on the amended Exhibit "H" entitled "City of Modesto Alphabetical Listing of Classifications in City Service 1987-88", which is attached hereto and made a part hereof as though set forth in full herein. Said amended Exhibit "H" adds the classifications of Assistant Parks Construction Supervisor, Range 425.5; Data Processing Technician, Range 118.5; Maintenance Mechanic Crew Leader - Parks, Range 122.0; Maintenance Mechanic Crew Leader - Pumps, Range 122.0; Maintenance Mechanic - Parks, Range 121.0; Office Supervisor, Range 422.0; Parks Construction Supervisor, Range 427.5; Senior Civil Engineer, Range 434.0; deletes the classifications of Data Entry Operator, Range 115.5, and Parks & Recreation Office Supervisor, Range 422.0; and amends the classifications of Airport Manager, from Range 430.0 to Range 432.0; Assistant Director of Utility Services, from Range 434.0 to Range 436.0; Benefits Technician, from Range 419.5 to Range 420.5; Building Inspector I, from Range 122.0 to Range 122.5; Building Inspector II, from Range 125.0 to Range 125.5; Chief Electrician, from Range 429.0 to Range 430.0; Chief of Survey Party, from Range 426.5 to Range 428.0; Civil Engineering Technician I, from Range 117.5

to Range 119.5; Civil Engineering Technician II, from Range 120.5 to Range 122.5; Civil Engineering Technician III, from Range 123.5 to Range 125.5; Civil Engineering Technician IV, from Range 126.5 to Range 127.5; Construction Inspector, from Range 125.0 to Range 127.5; Crime Analyst, from Range 123.0 to Range 124.5; Electrician, from Range 124.5 to Range 127.0; Electrical Supervisor, from Range 426.5 to Range 428.5; Finance Division Manager, from Range 432.0 to Range 435.0; Instrument Repair Technician, from Range 125.5 to Range 128.0; Junior Civil Engineer, from Range 126.0 to Range 127.0; Plan Review Engineer, from Range 126.5 to Range 127.5; Senior Building Inspector, from Range 126.5 to Range 127.5; Senior Construction Inspector, from Range 126.5 to Range 128.5; Senior Personnel Clerk, from Range 416.5 to Range 417.6; Supervising Building Inspector, from Range 428.5 to Range 430.0; Supervising Construction Inspector, from Range 428.5 to Range 430.0; Traffic Engineering Technician, from Range 126.5 to Range 127.5; and Wastewater Treatment Plant Supervisor, from Range 427.0 to Range 429.0.

SECTION 3. AMENDMENT TO RESOLUTION NO. 87-566. Effective July 7, 1987, Exhibit "H" entitled "City of Modesto Alphabetical Listing of Classifications in City Service 1987-88", attached to Resolution No. 87-566, is hereby amended as shown on the amended Exhibit "H" entitled "City of Modesto Alphabetical Listing of Classifications in City Service 1987-88", which is attached hereto and made a part hereof as though set forth in full herein. Said amended Exhibit "H" amends the classification of Janitor Supervisor, from Range 122.5 to Range 422.5.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of July, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

CITY OF MODESTO
ALPHABETICAL LISTING OF CLASSIFICATIONS IN CITY SERVICE
1987-88
(Effective 7-7-87.)

| Range No. | Title of Classification |
|---|---|
| 115.5 | Account Clerk |
| 422.0 | Accountant I |
| 426.0 | Accountant II |
| 119.5 | Accounting Technician |
| 123.0 | Accounts Examiner |
| 422.0 | Administrative Analyst I |
| 426.0 | Administrative Analyst II |
| 117.5 | Administrative Clerk |
| 118.5 | Administrative Clerk - Police |
| 432.0 | Airport Manager |
| 424.5 | Airport Maintenance Supervisor |
| 116.5 | Animal Control Officer I |
| 118.5 | Animal Control Officer II |
| 426.5 | Arborist |
| 633.0 | Assistant Chief of Police |
| 437.0 | Assistant City Attorney |
| 422.5 | Assistant City Clerk |
| 429.0 | Assistant Civil Engineer |
| 433.0 | Assistant Director - Community Center |
| 433.0 | Assistant Director of Parks & Recreation |
| 436.0 | Assistant Director of Utility Services |
| 122.5 | Assistant Electrician |
| 123.0 | Assistant Industrial Waste Inspector |
| 425.5 | Assistant Parks Construction Supervisor |
| 426.0 | Assistant Planner |
| 427.0 | Assistant Risk Manager |
| 426.0 | Assistant Shop Supervisor |
| 433.0 | Assistant to the City Manager |
| 432.0 | Associate Civil Engineer |
| 429.0 | Associate Planner |
| 420.5 | Benefits Technician |
| 428.0 | Budget Analyst |
| 122.5 | Building Inspector I |
| 125.5 | Building Inspector II |
| 426.5 | Building Maintenance Supervisor |
| 120.5 | Building Maintenance Worker |

| Range No. | Title of Classification |
|---|---|
| 120.5 | Cement Mason |
| 434.0 | Chief Building Official |
| 430.0 | Chief Electrician |
| N/A | Chief of Police |
| 428.0 | Chief of Survey Party |
| N/A | City Attorney |
| N/A | City Clerk and Auditor |
| N/A | City Manager |
| 119.5 | Civil Engineering Technician I |
| 122.5 | Civil Engineering Technician II |
| 125.5 | Civil Engineering Technician III |
| 127.5 | Civil Engineering Technician IV |
| 114.5 | Clerk Typist |
| 414.6 | Clerk Typist (Confidential) |
| 124.0 | Coach Mechanic |
| 419.5 | Claims Representative |
| 119.5 | Code Enforcement Specialist |
| 424.0 | Collections Supervisor |
| 426.5 | Community Center Events Coordinator |
| 426.5 | Community Center Operations Supervisor |
| 120.5 | Community Service Officer |
| 118.5 | Computer Operator |
| 127.5 | Construction Inspector |
| 124.5 | Crime Analyst |
| 118.5 | Data Processing Technician |
| 430.0 | Data Processing Manager |
| 427.0 | Deputy City Attorney I |
| 429.0 | Deputy City Attorney II |
| 420.5 | Deputy City Clerk |
| N/A | Deputy City Manager |
| 312.0 | Detective |
| N/A | Director of Engineering Services |
| N/A | Director of Finance |
| N/A | Director of Management Services |
| N/A | Director of Parking and Traffic |

Exhibit "H"

| Range No. | Title of Classification |
|---|---|
| N/A | Director of Parks and Recreation |
| N/A | Director of Planning and Community Development |
| N/A | Director of Utility Services |
| N/A | Economic Development Manager |
| 428.5 | Electrical Supervisor |
| 118.5 | Electrical Technician I |
| 120.5 | Electrical Technician II |
| 127.0 | Electrician |
| 116.5 | Engineering Contracts Specialist |
| 428.0 | Engineering Systems Manager |
| 122.5 | Equipment Crew Leader |
| 122.0 | Equipment Mechanic |
| 120.5 | Equipment Operator |
| 121.5 | Equipment Operator - Backhoe |
| 119.0 | Equipment Service Worker I |
| 120.5 | Equipment Service Worker II |
| 118.5 | Evidence and Property Specialist |
| 424.0 | Executive Assistant |
| 420.5 | Executive Secretary |
| 435.0 | Finance Division Manager |
| 531.0 | Fire Battalion Chief |
| 581.0 | Fire Battalion Chief (PERS Option) |
| 214.0 | Fire Captain |
| 264.0 | Fire Captain (PERS Option) |
| N/A | Fire Chief |
| 212.0 | Fire Engineer |
| 262.0 | Fire Engineer (PERS Option) |
| 123.0 | Fire Equipment Mechanic |
| 210.0 | Fire Fighter |
| 261.0 | Fire Fighter (PERS Option) |
| 208.0 | Fire Fighter Trainee |
| 123.5 | Fire Prevention Technician |
| 117.5 | Graphics and Drafting Technician |

| Range No. | Title of Classification |
|---|---|
| 426.0 | Historical Buildings Supervisor |
| 122.0 | Housing Conservationist |
| 122.0 | Housing Financial Specialist |
| 432.0 | Housing Program Officer |
| 122.0 | Housing Rehabilitation Specialist I |
| 125.0 | Housing Rehabilitation Specialist II |
| 123.0 | Industrial Waste Inspector I |
| 125.0 | Industrial Waste Inspector II |
| 128.0 | Instrument Repair Technician |
| 116.5 | Janitor |
| 122.5 | Janitor Supervisor |
| 126.0 | Junior Civil Engineer |
| 122.5 | Laboratory Technician |
| 113.5 | Laborer (Hourly rate only) |
| 426.0 | Landscape Designer |
| 126.0 | Lead Coach Mechanic |
| 124.0 | Lead Equipment Mechanic |
| 122.5 | Lead Traffic Painter |
| 418.6 | Legal Secretary |
| 423.5 | Legal Services Supervisor |
| 420.5 | Legal Services Technician |
| 120.5 | Maintenance Mechanic |
| 121.0 | Maintenance Mechanic - Parks |
| 121.0 | Maintenance Mechanic - Pumps |
| 122.0 | Maintenance Mechanic Crew Leader - Parks |
| 122.0 | Maintenance Mechanic Crew Leader - Pumps |
| 116.5 | Maintenance Worker I |
| 118.5 | Maintenance Worker II |
| 113.5 | Maintenance Worker Trainee |
| 428.0 | Management Analyst |
| 120.5 | Meter Reader/Repair Worker |
| 120.5 | Motor Sweeper Operator |
| 424.0 | Museum Supervisor |

| Range No. | Title of Classification |
|---|---|
| 122.5 | Nursery Propagator |
| 109.5 | Office Aide |
| 112.5 | Office Clerk |
| 412.6 | Office Clerk (Confidential) |
| 422.5 | Office Services Supervisor |
| 422.0 | Office Supervisor |
| 429.0 | Parking and Traffic Superintendent |
| 120.5 | Parking Meter Worker |
| 422.0 | Parks Construction Supervisor |
| 120.5 | Parks Crew Leader |
| 720.5 | Parks Crew Leader (Y Rate) |
| 424.5 | Parks Maintenance Supervisor I |
| 426.5 | Parks Maintenance Supervisor II |
| 429.0 | Parks Superintendent |
| 421.5 | Payroll Technician |
| 426.0 | Personnel Analyst |
| 432.0 | Personnel Manager |
| 419.5 | Personnel Technician |
| 126.5 | Plan Review Engineer |
| 117.5 | Planning Technician I |
| 120.5 | Planning Technician II |
| 123.5 | Planning Technician III |
| 123.0 | Plant Mechanic |
| 425.0 | Plant Mechanical Maintenance Supervisor |
| 632.0 | Police Captain |
| 114.5 | Police Clerk |
| 630.0 | Police Lieutenant |
| 310.0 | Police Officer |
| 308.0 | Police Officer Trainee |
| 425.0 | Police Records Supervisor |
| 628.0 | Police Sergeant |
| 432.0 | Principal Planner |
| 115.5 | Printing Services Operator |
| 113.5 | Printing Services Trainee |
| 123.0 | Programmer Analyst I |
| 126.0 | Programmer Analyst II |

| Range No. | Title of Classification |
|---|---|
| 430.0 | Property Agent |
| 426.0 | Public Information Officer |
| 124.0 | Public Services Inspector |
| 427.0 | Public Services Supervisor |
| 120.5 | Public Works Line Worker |
| 424.5 | Public Works Supervisor I |
| 426.5 | Public Works Supervisor II |
| 124.0 | Purchasing Assistant |
| 430.0 | Purchasing Officer |
| 112.5 | Receptionist |
| 429.0 | Recreation Superintendent |
| 426.0 | Recreation Supervisor |
| 426.0 | Recycling Program Coordinator |
| 432.0 | Risk Manager |
| 433.0 | Sanitary Engineer |
| 425.0 | Secondary Treatment Site Supervisor |
| 418.6 | Secretary |
| 127.5 | Senior Building Inspector |
| 426.0 | Senior Buyer |
| 434.0 | Senior Civil Engineer |
| 120.5 | Senior Computer Operator |
| 126.5 | Senior Construction Inspector |
| 432.0 | Senior Deputy City Attorney I |
| 435.0 | Senior Deputy City Attorney II |
| 116.5 | Senior Microfilm & Graphics Technician |
| 416.5 | Senior Personnel Clerk |
| 116.5 | Senior Police Clerk |
| 118.5 | Senior Printing Services Operator |
| 428.0 | Senior Programmer Analyst |
| 120.5 | Senior Storeskeeper |
| 123.0 | Senior Wastewater Treat. Plant Operator |
| 418.6 | Senior Word Processing Technician |
| 429.0 | Shop Supervisor |
| 424.5 | Social Services Coordinator |
| 430.0 | Solid Waste Program Manager |

| Range No. | Title of Classification |
|---|---|
| 115.5 | Stenographer Clerk |
| 415.6 | Stenographer Clerk (Confidential) |
| 118.5 | Storeskeeper |
| 429.0 | Streets Maintenance Superintendent |
| 120.5 | Street Trees Crew Leader |
| 430.0 | Supervising Accountant |
| 430.0 | Supervising Building Inspector |
| 430.0 | Supervising Construction Inspector |
| 428.0 | Supervising Housing Rehabilitation Spec't |
| 117.5 | Supply Specialist |
| 430.0 | Systems & Procedures Accountant |
| 434.0 | Traffic Engineer |
| 126.5 | Traffic Engineering Technician |
| 120.5 | Traffic Painter |
| 426.0 | Training Coordinator |
| 429.0 | Transit Manager |
| 427.0 | Treasury Accountant |
| 120.5 | Tree Trimmer |
| 720.5 | Tree Trimmer (Y-Rate) |
| 122.5 | Tree Trimmer Crew Leader |
| 424.5 | Warehouse Supervisor |
| 118.5 | Wastewater Treatment Plant Attendant |
| 120.5 | Wastewater Treatment Plant Operator |
| 429.0 | Wastewater Treatment Plant Supervisor |
| 432.0 | Water Quality Control Superintendent |
| 422.0 | Word Processing System Supervisor |
| 415.6 | Word Processing Technician I |
| 416.6 | Word Processing Technician II |
| 425.0 | Zoning Inspector |

Totals: 14 City Manager, Department Heads
213 Other
227

MODESTO CITY COUNCIL
RESOLUTION NO. 87-532

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

WHEREAS, a Position Classification Plan for the City of Modesto was adopted by Modesto City Council Resolution No. 67-77 pursuant to Rule 2 of the Personnel Rules and Regulations of the City of Modesto, and

WHEREAS, the City Manager has recommended to the Council amendments to the Position Classification Plan, and

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

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

SECTION 1. CLASSIFICATIONS CREATED. The Position Classification Plan of the City of Modesto is hereby amended to create the following classifications:

Assistant Parks Construction Supervisor
Data Processing Technician
Maintenance Mechanic Crew Leader - Parks
Maintenance Mechanic Crew Leader - Pumps
Maintenance Mechanic - Parks
Office Supervisor
Parks Construction Supervisor
Senior Civil Engineer

The specifications for the classifications created, as shown on the attached Exhibits "A-1" through "A-8", respectively, which are hereby made a part of this resolution by reference, are hereby approved and made a part of the Position Classification Plan of the City of Modesto.

SECTION 2. CLASSIFICATIONS ABOLISHED. The Position Classification Plan of the City of Modesto is hereby amended to abolish the following classifications:

Data Entry Operator
Parks & Recreation Office Supervisor

SECTION 3. CLASSIFICATIONS AMENDED. The Position Classification Plan of the City of Modesto is hereby amended to amend the following classifications:

Airport Manager
Assistant Director of Utility Services
Associate Civil Engineer
Benefits Technician
Building Inspector I/II
Chief Electrician
Chief of Survey Party
Civil Engineering Technician I/II/III
Civil Engineering Technician IV
Clerk Typist
Construction Inspector
Crime Analyst
Electrician
Finance Division Manager
Janitor Supervisor
Lead Equipment Mechanic
Maintenance Mechanic
Maintenance Worker II
Parks Maintenance Supervisor I
Parks Maintenance Supervisor II
Personnel Manager
Planning Technician III
Programmer Analyst I/II
Purchasing Officer
Senior Building Inspector
Senior Personnel Clerk
Solid Waste Program Manager
Supervising Construction Inspector
Word Processing System Supervisor

The specifications for the classifications amended as shown on the attached Exhibits "B-1" through "B-29", respectively, which are hereby made a part of this resolution by reference, are hereby approved and made a part of the Position Classification Plan of the City of Modesto.

SECTION 4. EFFECTIVE DATE. This resolution shall become effective retroactively to January 6, 1987.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of July, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

## DEFINITION

Under direction, to plan, organize and direct the work of assigned maintenance employees engaged in a variety of skilled tasks related to the construction, alteration and repair of City buildings and facilities, as well as a wide variety of parks maintenance activities; and to do other related work as required.

## DISTINGUISHING CHARACTERISTICS

Incumbents in positions allocated to the class of Assistant Parks Construction Supervisor plan, direct and supervise the work of assigned staff involved in skilled construction and repair work including carpentry, plumbing, welding, concrete finishing, irrigation system installation and repair, heavy equipment operation as well as other maintenance activities.

## EXAMPLES OF DUTIES

Plans, organizes and directs the work of subordinate crews engaged in building and facility construction, alteration and repair work, as well as general park maintenance duties; supervises and oversees the alteration and repair of City buildings and other related facilities; prepares work schedules; supervises and oversees a wide variety of general park maintenance activities including parks mowing, ball field renovation and maintenance, lawn aeration, leaf pick up fertilizer and pesticide application; provides training to assigned maintenance personnel; inspects City parks, construction sites and other City facilities to determine the extent of construction and/or maintenance required; prepares and submits reports and plans on work projects; estimates labor and material costs for work to be performed; keeps records and accounts for materials, equipment and supplies used; answers inquiries from the general public concerning City park and building facilities; purchases supplies and materials.

## EMPLOYMENT STANDARDS

### Experience:

Two (2) years as a Maintenance Mechanic Crew Leader-Parks with the City of Modesto.

or

Four (4) years of increasingly responsible experience performing general construction duties related to building and park facility construction and maintenance.

and

Education:

Equivalent to the completion of the twelfth grade, supplemented by specialized training in construction technology.

and

Knowledge of:

Tools, materials, equipment, and procedures used in the construction trades and park maintenance work; operation and maintenance of construction equipment; use and applications of herbicides, fungicides, and pesticides; principles of planting and maintaining trees, shrubs, flowers, and turf according to approved landscape practices; principles of supervision, training, work coordination, planning, and budgeting; safe work practices.

and

Ability to:

Assign, supervise, and plan the work of personnel assigned to park, landscape and building maintenance, construction and repair; adapt available tools, supplies, and equipment to particular construction and repair problems; provide training to assigned maintenance personnel estimate time, materials, and equipment needed to perform the assigned work; keep records and prepare reports; read and write at the level required for successful job performance; establish and maintain cooperative working relationships with those contacted during the course of work; assist in preparing budget estimates.

and

Possession of a valid Class 3 Driver's license issued by the California Department of Motor Vehicles.

Incumbents will be required to file a Statement of Economic Interests.

All those appointed shall serve a twelve (12) month probation. Satisfactory performance and recommendation of the department head are necessary for regular status.

DEFINITION

Under general supervision, to perform a variety of technical data processing work; and to do other related work as required.

EXAMPLES OF DUTIES

Installs and tests programs in personal computers; provides training and technical assistance to user departments; writes and modifies routine computer programs; troubleshoots and tests new and revised programs for accuracy of output; develops report formats; prepares operating manuals; consults with users to determine specific needs and objectives; installs computer hardware and peripherals; enters raw data; establishes, merges and deletes data files as necessary; performs a variety of clerical duties as required.

EMPLOYMENT STANDARDS

Experience:

Two (2) years of increasingly responsible experience performing routine technical and clerical data processing duties.

and

Education:

Equivalent to the completion of the twelfth grade supplemented by specialized training in data processing or computer science.

and

Knowledge of:

Routine principles and practices of computer programming; applicable computer languages; methods related to the development and testing of computer data bases and report formats; operational characteristics of computer terminals, personal computers, and peripheral equipment; modern office methods and procedures.

and

Ability to:

Apply data processing and computer programming and practices to a variety of applications; develop basic computer programs and systems documentation; use a full range of computer equipment and peripherals and enter data in an effective manner; provide training and technical assistance to other City employees in matters related to data processing; communicate effectively both orally and in writing; understand and follow oral and written directions; establish and maintain cooperative relationships with those contacted during the course of work.

and

Possession of a valid Class 3 Driver's license issued by the California Department of Motor Vehicles.

DEFINITION

Under general supervision, to serve as lead worker and participate in the work of a crew involved with the maintenance and upkeep of City parks and golf course facilities and structures; and to do other related work as required.

EXAMPLES OF DUTIES

Leads, assigns work to, and participates in the work of a crew engaged in a wide variety of diverse small and light maintenance and repair projects; installs, maintains, and repairs sprinkler systems, repairing pipe, cleaning and repairing sprinkler heads, repairing leaking hand valves and hydraulic valves; inspects, repairs, and maintains park equipment including painting of buildings, picnic tables, benches and playground equipment; repairs screens, doors, sinks and toilets; performs rough and finished carpentry work on parks and golf course facilities; installs pipes and plumbing fixtures; mixes concrete, prepares forms, and pours foundations, alters, repairs or constructs articles and structures of wood, metal, concrete, etc.; performs other building and recreation facility maintenance and repair tasks; complete forms and work status reports; will be in charge of one or more Maintenance Mechanics and maintenance helpers, as assigned.

EMPLOYMENT STANDARDS

Experience:

Two (2) years as Maintenance Mechanic with the City of Modesto.

or

Four (4) years of skilled or semi-skilled maintenance experience in one or more of the following: carpentry, concrete, masonry, metal work, welding, painting and/or plumbing work.

and

Education:

Formal or informal training which provides the ability to read and write at a level required by the job, supplemented by specialized training in construction technology.

and

Exhibit "A-3"

Knowledge of:

Tools, materials, equipment and procedures used in park and golf course maintenance work; operation of a variety of park and golf course maintenance equipment; tools, materials, equipment and procedures used in carpentry, painting, plumbing work, masonry, metal work, and welding; City of Modesto local geography; safe work practices.

and

Ability to:

Lead, assign work to, and participate in the work of a crew performing a wide variety of installation, maintenance, and repair tasks in and on parks and golf course facilities and structures; use hand and power equipment in performing carpentry, concrete, painting and plumbing work; perform heavy manual labor, meaning lifting, carrying fifty (50) to one hundred (100) pounds of weight; perform safety checks on play and playground equipment; learn procedures for acquiring supplies; read and write at the level required for successful job performance; understand and carry out oral and written instructions; read basic blueprints; establish and maintain effective working relationships with the general public, co-workers, supervisors, and members of diverse cultural and linguistic backgrounds, regardless of race, creed, color, religion, sex, age or handicap.

and

Special Requirements:

Possession of a Class 3 operator's license issued by the California Department of Motor Vehicles.

Employees in this class may be assigned to a work schedule that includes weekends. There may be an expectation to be on standby duty to respond to emergency repair situations.

## DEFINITION

Under general supervision, to provide lead supervision and participate in the operation, preventive maintenance and repair work on City pumping equipment and facilities.

## DISTINGUISHING CHARACTERISTICS

Positions in this class are expected to provide lead supervision and training to other journey level maintenance mechanics in the operation and maintenance of the City's pumping systems and facilities. In addition, positions assigned to this class perform the most difficult and complex duties assigned to a Maintenance Mechanic - Pumps.

## EXAMPLES OF DUTIES

Provides lead supervision to assigned Maintenance Mechanic-Pumps and other maintenance staff and participates in the operation and maintenance of a variety of water and sewage pumping equipment, including electricmotors, diesel and natural gas engines, pumps, air compressors, emergency systems, and piping systems; checks pumping operations and, as necessary, makes operating adjustments including adjusting computerized pumping systems, opening and closing suction or discharge valves and pumping down and flushing pumps; checks and adds oils to pumps and engines, greases bearings, and performs a variety of other preventive maintenance work on pump engines and equipment; tightens and adjusts pump packing glands and mechanical seals; cleans grease accumulations; checks and records readings from elapsed time meters and other gauges; disassembles pumps, and renews bearings and packings; removes and renews water and oil hoses on all engines, replaces air and oil filters, and replaces or repairs small valves; under emergency conditions, switches pumps from electric to auxiliary engine operation and closely monitors the operation of engines, checking oil and water temperatures; performs plumbing and electrical repair work on pump buildings and facilities; maintains records an prepares reports on pumping operations; makes adjustments on Water Automation Board; repairs, adjusts, cleans and calibrates pressure points; monitors telemetering and automatic controls of the water system; takes water samples as assigned.

## EMPLOYMENT STANDARDS

### Experience:

Three (3) years of experience in the operation and maintenance of mechanical pumping systems.

and

Exhibit "A-4"

Education:

Formal or informal training which provides the ability to read and write at a level required by the job.

and

Knowledge of:

Advanced procedures, equipment, and materials used in the operation and maintenance of electric motors and diesel and natural gas engines, pumps, compressors, and other equipment; safe work practices.

and

Ability to:

Provide lead supervision and training to assigned staff; operate and perform preventive maintenance and repair work on electric motors and diesel and natural gas engines, pumps, compressors, and related equipment; perform repair and maintenance work on pumping equipment; perform a variety of building cleaning, groundskeeping, painting, and semi-skilled carpentry, plumbing, and electrical work; perform heavy manual labor, meaning lifting, carrying fifty (50) to one hundred (100) pounds of weight; understand and carry out oral and written directions; keep records and prepare reports; read basic blueprints; establish and maintain cooperative working relationships.

and

Special Requirements:

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

DEFINITION:

Under general supervision, to perform skilled maintenance work in parks, golf courses, and a variety of building facilities and structures; and to do related work as required.

EXAMPLES OF DUTIES:

(Any one position may not include all the duties listed, nor do the examples cover all duties which may be performed.)

Installs, maintains, and repairs sprinkler systems, repairing pipe, cleaning and repairing sprinkler heads, repairing leaking hand valves and hydraulic valves; inspects, repairs, and maintains park equipment including benches and playground equipment; repairs screens, doors, sinks and toilets; paints buildings and picnic tables; performs rough and finished carpentry work on City facilities; installs pipes and plumbing fixtures; mixes concrete, prepares forms, and pours foundations; alters, repairs or constructs articles and structures of wood, metal, concrete, etc.; performs other building and recreation facility maintenance and repair tasks; installs and repairs wood, linoleum and tile flooring; designs, builds and installs shelves, cabinets and lockers; constructs, alters and installs walls and partitions; performs maintenance on heating, air conditioning and ventilation systems; repairs and installs roofs and windows; installs, tests and repairs backflow units; completes forms and work status reports; may be in charge of one or more helpers, as assigned.

EMPLOYMENT STANDARDS:

Experience:

Two (2) years of semi-skilled maintenance experience in one or more of the following: carpentry, concrete, masonry, metal work, welding painting and/or plumbing work.

and

Education:

Formal or informal education at a level which provides the ability to read and write at a level required by the job, supplemented by specialized training in one or more trade areas.

and

Knowledge of:

Tools, materials, equipment and procedures used in park and golf course maintenance work; operation of a variety of general construction and maintenance equipment; tools, materials, equipment and procedures used in carpentry, painting, plumbing work, masonry, metal work, and welding; safe work practices.

and

Ability to:

Repair, install, and maintain buildings, play apparatus, and sprinkler systems, use hand and power equipment in performing carpentry, concrete, painting and plumbing work; perform heavy manual labor, meaning lifting, carrying fifty (50) to one hundred (100) pounds of weight; perform safety checks on play and playground equipment; learn procedures for acquiring supplies; read and write at the level required for successful job performance; understand and carry out oral and written instructions; read basic blueprints; establish and maintain effective working relationships with the general public: co-workers, supervisors, and members of diverse cultural and linguistic backgrounds, regardless of race, creed, color, religion, sex, age or handicap.

and

Special Requirements:

Possession of a Class 3 operator's license issued by the California Department of Motor Vehicles.

# OFFICE SUPERVISOR

## DEFINITION

Under direction, supervises, coordinates, plans and evaluates all clerical functions of a department; performs a wide variety of difficult and responsible administrative and secretarial duties for departmental management; and does other related work as required.

## DISTINGUISHING CHARACTERISTICS

Positions allocated to this class exercises a considerable degree of initiative, tact, and mature judgment in performance of a variety of administrative and secretarial duties for the management staff of the assigned department. In addition, such positions assume significant supervisory responsibility.

## EXAMPLES OF DUTIES

Assists the management staff of the assigned department in the relief of substantial administrative details; reviews, coordinates and assigns work to be done by volunteers and for volunteer groups; may be assigned to staff City commission and board meetings; makes assignments and mediates conflicts arising from the rental of facilities and buildings; initiates and composes confidential and detailed correspondence; processes and maintains sensitive materials; retrieves information, analyzes and prepares reports; interprets City and departmental policies, procedures and regulations; supervises and coordinates all clerical functions of the department; supervises, assigns work, trains and evaluates subordinate secretarial and clerical personnel; supervises and coordinates complex filing and records systems; supervises the development, monitoring and amendment of office systems, policies and procedures; provides a full range of secretarial services to department management staff; may assist in the preparation and administration of budget and fiscal control systems.

## EMPLOYMENT STANDARDS

Experience:

Five (5) years of secretarial experience.

(Substitution of work completed at an accredited university or college may be granted on the basis of two (2) academic years for one (1) year of the required experience up to a maximum of two (2) years experience. An academic year is defined as 30 semester units or 45 quarter units.)

Exhibit "A-6"

and

Knowledge of:

Principles of supervision and training; principles and methods of office procedures and practices, including word processing and data processing equipment; filing and record keeping systems; technical report writing; fiscal control; applications of administrative policies and procedures, budget and information systems; business English, correct usage, spelling, grammar and punctuation; Functions and organization of municipal government.

and

Ability to:

Supervise, train and evaluate the work of subordinate personnel; Schedule work and work under pressure; understand and follow complex oral and written instructions; read, interpret and apply policies, laws, rules, regulations, and ordinances; employ good judgment and make sound decisions in accordance with established procedures and policies; handle sensitive and confidential material with good judgment; define and analyze administrative plans; interpret technical data; perform a full range of secretarial duties, relieving the department management of a variety of administrative and clerical details; receive and screen callers and to answer or refer matters not requiring administrative or professional attention; take stenographic notes at meetings and conferences and prepare clear and concise reports; establish and maintain cooperative relationships with those contacted in the course of work.

and

Possession of stenographic, typing, administrative and analytical skills to successfully perform required duties and to supervise subordinate personnel in the performance of their duties. The minimum skill levels are set at typing 60 words per minute from clear copy; taking dictation at 90 words per minute and transcribing it accurately.

Possession of a valid Class 3 operator's license issued by the California Department of Motor vehicles within one month after appointment.

All those appointed shall serve a twelve (12) month probation. Satisfactory performance and recommendation of the Department Head is required for regular status.

# PARKS CONSTRUCTION SUPERVISOR

## DEFINITION

Under direction, to plan, organize and direct the work of assigned supervisory and maintenance employees engaged in a variety of skilled tasks related to the construction, alteration and repair of City buildings and facilities, as well as a wide variety of park maintenance activities; and to do related work as required.

## DISTINGUISHING CHARACTERISTICS

Incumbents in positions allocated to the class of Parks Construction Supervisor plan, direct and coordinate the work of one or more Assistant Parks Construction Supervisors and their crews.

## EXAMPLES OF DUTIES

Plans, organizes and directs the work of subordinate supervisors and crews engaged in building and facility construction, alteration and repair work, as well as general park maintenance duties; supervises and oversees the alteration and repair of City buildings and other related facilities; provides input into the design of park facilities; works with landscape designers and directs and coordinates the installation and maintenance of City irrigation systems; meets with landscapers and other contractors; answers inquiries from the general public concerning City park and building facilities; prepares annual budget estimates; purchases supplies and materials; prepares and submits reports and plans on work projects; estimates labor and material costs for work to be performed; keeps records and accounts for materials, equipment and supplies used.

## EMPLOYMENT STANDARDS

### Experience:

Two (2) years of experience performing supervisory duties related to building and park facility construction and maintenance comparable to those of a Assistant Parks Construction Supervisor in the City of Modesto.

and

Exhibit "A-7"

Education:

Equivalent to the completion of the twelfth grade, supplemented by specialized training in construction technology.

and

Knowledge of:

Principles of supervision, training, work coordination, planning, and budgeting; tools, materials, equipment, and procedures used in the construction trades and park maintenance work; operation and maintenance of construction equipment; use and applications of herbicides, fungicides, and pesticides; principles of planting and maintaining trees, shrubs, flowers, and turf according to approved landscape practices; safe work practices.

and

Ability to:

Assign, supervise, and plan the work of personnel assigned to park, landscape and building maintenance, construction and repair; adapt available tools, supplies, and equipment to particular construction and repair problems; provide training to assigned maintenance personnel; estimate time, materials, and equipment needed to perform the assigned work; keep records and prepare reports; assist in preparing budget estimates; read and write at the level required for successful job performance; establish and maintain cooperative working relationships with those contacted during the course of work;

and

Possession of a valid Class 3 Driver's license issued by the California Department of Motor Vehicles.

Incumbents will be required to file a Statement of Economic Interests.

All those appointed shall serve a twelve (12) month probation. Satisfactory performance and recommendation of the department head are necessary for regular status.

# SENIOR CIVIL ENGINEER

## DEFINITION

Under general direction, to supervise one or more major engineering functions; to perform the most difficult and complex professional office and field engineering work; and to do other related work as required.

## DISTINGUISHING CHARACTERISTICS

Positions in this class assume supervisory responsibility for one or more major engineering functions and are assigned a large number of engineering staff engaged in a variety of phases of civil engineering work. In addition, they are expected to perform the most difficult professional engineering technical and project management assignments.

## EXAMPLES OF DUTIES

Supervises, coordinates and directs the activities related to one or more major engineering functions such as design, contract administration, permits, development review and surveying; supervises and performs engineering design calculations for buildings, water lines, sewer lines, water wells, sewage lift stations, and other public works related projects; supervises the drafting of construction plans, preparation of contract specifications, and writing agenda items for bidding and awarding of contracts; supervises issuance of curb, gutter, and sidewalk permits; reviews encroachment permits for work done in the public right-of-way; supervises and oversees the administration of City construction contracts including the negotiation and preparation of change orders and subcontracting provisions; supervises construction inspection activities; coordinates construction activities with outside agencies and other City departments; evaluates requests for time extensions and complaints received from the public; insures that subdivision improvements are constructed in accordance with plans and specifications; examines plans and specifications of commercial, industrial, public or other major developments to insure compliance with building codes and ordinances; advises architects, designers, contractors, and developers on code and design requirements; may act as resident engineer for the largest and most complex projects; performs structural calculations for reinforced concrete, masonry, and frame structures; makes special engineering studies and prepares reports; evaluates the work of subordinate personnel; participates in the hiring of new personnel by interviewing them and evaluating their qualifications; participates in the preparation of the departmental budget; develops and administers Capital Improvement Program budgets; drafts proposed changes for the Municipal Code in areas related to engineering; may act as the department head in the absence of the Department Director.

Exhibit "A-8"

EMPLOYMENT STANDARDS

Experience:

Four (4) years of progressively responsible professional civil engineering experience, preferably including some experience in a supervisory capacity over other personnel

and

Education:

Equivalent to a four (4) year (Bachelor) Degree in an acceptable field of study, including major coursework in civil engineering or a related field.

and

Possession of a valid Certificate of Registration as a Civil Engineer issued by the State Board Registration for Professional Engineers.

and

Knowledge of:

Advanced engineering principles and practices as applied to the field of municipal public works, including planning, development, design, and construction; technical, legal, and financial problems involved in the conduct of a municipal public works program; methods of preparing designs, plans, specifications, estimates, reports, and recommendations relating to proposed streets, sewers, and other public works related projects; building, electrical, and plumbing codes; principles of supervision, training and budget administration.

and

Ability to:

Supervise and personally perform the full range of difficult and complex professional engineering assignments such as design work, preparation of plans and specifications, field survey work, and related engineering work; prepare technical research work and make detailed analytical reports; examine and interpret plans and specifications and to communicate requirements to architects, contractors, and developers; assign, direct, and coordinate the work of subordinate personnel; officially sign and certify engineering plans, designs, and specifications; establish and maintain cooperative relationships with those contacted during the course of work.

and

Possession of a valid Class 3 operator's license issued by the Department of Motor Vehicles within one month of appointment.

Incumbents will be required to file a Statement of Economic Interests.

## DEFINITION

Under direction, to plan, organize, monitor, and direct the use, maintenance, and security of the City Airport; to promote the development of airport facilities; and to do other related work as required.

## EXAMPLES OF DUTIES

Supervises and directs the maintenance of airport facilities including pavements, drainage and sewer systems, lighting and electrical facilities, buildings, furnishings, landscaping, and grounds; establishes and insures the carrying out of a proper preventive maintenance program, coordinates maintenance activities with the airlines and Federal Aviation Administration; monitors aircraft operations for compliance with local, State, and Federal laws; issues notices regarding the status of the airport; has responsibility for the security and protection of publicly and privately owned aircraft and property; establishes and carries out a passenger screening program mandated by Federal regulations; coordinates airport activities with other City departments; evaluates the need for and develops plans for long-range airport programs; conducts studies for improving airport facilities and services; handles daily business transactions including answering correspondence, responding to complaints, ordering supplies, and certifying payroll records, conducts lease negotiations, assigns spaces and keeps records of aircraft parking and rentals, updates security manuals and emergency plans, prepares the airport budgets, controls expenditures; promotes public relations and meets the advisory committees, public organizations, and representatives of government agencies; prepares applications for Federal and State grants; maintains records of airport operations and prepares reports.

## EMPLOYMENT STANDARDS

Experience:

Four (4) years of increasingly responsible experience in airport management or operations.

and

Education:

Equivalent to a four-year (4) (Bachelor) Degree from an accredited college or university with major coursework in aviation management, or a closely related field.

and

Knowledge of:

Principles and practices of municipal airport management;
Federal Aviation Agency rules and regulations affecting airport operations;
The preparation and negotiation of airport leases, contracts, and charges;
Developments, practices, and terminology of aviation;
Equipment and supplies used in airport operations;
Proper maintenance of airport facilities;
Airport security and emergency plans.

and

Ability to:

Plan, organize, and direct airport maintenance, security, and operations;
Analyze technical information regarding airport usage and maintenance;
Conduct business negotiations and promote and represent the airport program;
Pilot and operate an airplane;
Monitor airport usage;
Supervise and train personnel assigned to airport maintenance and security;
Establish and maintain airport security and emergency programs;
Establish a budget and control expenditures;
Establish and maintain cooperative relationships with those contacted during the course of work.

and

Possession of a valid operator's license issued by the California Department of Motor Vehicles.

Incumbents will be required to file a Statement of Economic Interests.

It is highly desirable that the person selected for this position be an Accredited Airport Executive (AAE) or currently working toward completion of the program.

Those appointed shall serve a twelve (12) month probation. Satisfactory performance and recommendation of the department head is required for regular status.

## DEFINITION

Under administrative direction, to assist the department head in the planning, directing, supervising, and coordinating of departmental functions and engineering activities; and to do other related work as required.

## EXAMPLES OF DUTIES

Assists the department head in the planning, directing, supervising, and coordinating of departmental operations; appears before the City Council, boards, commissions and numerous Civic organizations representing the department; assists with the preparation of oerating and capital improvement budgets and control of expenditures; supervises and assists subordinate supervisors in the planning, design and maintenance of City water, waste water and drainage systems; establishes long-range plans and goals; establishes performance standards and evaluates performance of subordinate personnel; may be assigned tasks requiring engineering design calculations and using the judgment of a registered professional engineer; prepares a variety of correspondence, general and special reports.

## EMPLOYMENT STANDARDS

### Experience:

Five years of increasingly responsible professional civil engineering experience, including at least two years in a supervisory capacity over other personnel.

### Education:

Equivalent to a four (4) year (Bachelor) degree from an accredited college or university with major coursework in civil engineering or a related field.

### Knowledge of:

Engineering principles and practices as applied to the field of municipal public works, including planning, development, design, and construction;
Technical, legal, and financial problems involved in the conduct of a municipal public works program;
Methods of preparing designs, plans, specifications, estimates, reports, and recommendations relating to proposed public works projects;
Procedures, materials, equipment, and methods used in public works activities;
Principles of budget preparation and expenditure control;
Principles of supervision, training, management, and public works administration.

and

Ability to:

Oversee and coordinate the activities of assigned divisions within the department;
Assist with and control of budget expenditures;
Perform a variety of technical and engineering research and prepare recommendations of findings;
Review and interpret cost estimates;
Effectively represent the department before the Council, Boards, Commissions, public agencies, and private groups;
Prepare written reports;
Effectively manage assigned areas of the departmental program;
Establish and maintain cooperative relationships with those contacted during the course of work.

and

Special Requirements:

Possession of a valid Certificate of Registration as a Civil Engineer issued by the State Board of Registration for Professional Engineers.

Possession of a valid Class 3 operator's license issued by the California Department of Motor Vehicles within one month of appointment.

Incumbents will be required to file a Statement of Economic Interests.

Those appointed shall serve a twelve (12) month probation. Satisfactory performance and recommendation of the department head is required for regular status.

## DEFINITION

Under direction, to perform difficult and complex professional office and field engineering work; to review and check plans and specifications for compliance with codes and ordinances; and to do other related work as required.

## DISTINGUISHING CHARACTERISTICS

Positions in this class perform at the fully qualified professional engineering level with a minimum of supervision. They may be assigned to engineering design, building inspection, or construction administration. At a level of responsibility less than Senior Civil Engineer, they may also supervise a staff of subordinate engineering personnel in all phases of civil engineering work.

## EXAMPLES OF DUTIES

Performs engineering design calculations for buildings, water lines, sewer lines, water wells, sewage lift stations, and other public works; supervises the drafting of construction plans, preparation of contract specifications, and writing agenda items for bidding and awarding of contracts; supervises issuance of curb, gutter, and sidewalk permits, conducts feasibility studies and planning for water line and sewer line extensions; oversees the administration of City construction contracts including the negotiation and preparation of change orders and subcontracting provisions; supervises construction inspection activities; coordinates construction activities with outside agencies and other City departments; evaluates requests for time extensions and complaints received from the public; reviews encroachment permits for work done in the public right-of-way; insures that subdivision improvements are constructed in accordance with plans and specifications; may act as resident engineer for the large and complex projects; performs structural calculations for reinforced concrete, masonry, and frame structures; performs some hydraulic calculations for projects; makes special engineering studies and prepares reports; may be assigned to supervise various field operations, such as water production and distribution; may assist with the preparation of the departmental budget and coordination of Capital Improvement Program submittals; drafts proposed changes for the Municipal Code in areas related to engineering; examines plans and specifications of commercial, industrial, public or other major developments to insure compliance with building codes and ordinances; advises architects, designers, contractors, and developers on code and design requirements; assists building inspectors on difficult or unusual code requirements for major structures; prepares and maintains records of plan checking procedures; assists in the supervision and training of Plan Review Engineers; may act as the division chief in the absence of the Chief Building Official.

EMPLOYMENT STANDARDS

Experience:

Three (3) years of progressively responsible professional civil engineering experience, preferably including some experience in a supervisory capacity over other personnel.

and

Education:

Equivalent to a four (4) year (Bachelor) Degree in an acceptable field of study, including major coursework in civil engineering or a related field.

and

Possession of a valid Certificate of Registration as a Civil Engineer issued by the State Board of Registration for Professional Engineers.

and

Knowledge of:

Engineering principles and practices as applied to the field of municipal public works, including planning, development, design, and construction; technical, legal, and financial problems involved in the conduct of a municipal public works program; methods of preparing designs, plans, specifications, estimates, reports, and recommendations relating to proposed streets, sewers, and other public works, building, electrical, and plumbing codes; principles of supervision and training.

and

Ability to:

Supervise and personally perform the full range of difficult and complex professional engineering assignments such as design work, preparation of plans and specifications,field survey work, and related engineering work; Prepare technical research work and make detailed analytical reports; examine and interpret plans and specifications and to communicate requirements to architects, contractors, and developers; assign, direct, and coordinate the work of subordinate personnel; officially sign and certify engineering plans, designs, and specifications; establish and maintain cooperative relationships with those contacted during the course of work.

and

Possession of a valid Class 3 operator's license issued by the California Department of Motor Vehicles.

Incumbents will be required to file a Statement of Economic Interests.

Those appointed shall serve a twelve (12) month probation. Satisfactory performance and recommendation of the department head are required for regular status.

## DEFINITION

Under direction, to perform technical work in the areas of employee benefits administration, including insured and self-insured employee group insurance, deferred compensation, and retirement; and to do other related work as required.

## EXAMPLES OF DUTIES

Performs a variety of duties in the administration of the City's self-funded insurance programs; audits employee insurance claims, monitors payouts, and verifies for correct benefits and for overpayments; monitors utilization of plan benefits; encourages employees to use least costly appointments; responds to inquiries on the status of insurance claims; consults with and provides information to City employees regarding rules, regulations and procedures,including dental, health, LTD, vision, life insurance and retirement; prepares necessary forms and routine reports; acts as liaison with the City's medical dental, LTD, vision, and life insurance administrators; collects overpayment of benefits to employees, prepares third party liability claims, and represents the City in small claims court; serves as staff to the Deferred Compensation Committee; maintains and processes deferred compensation records; processes applications for retirement and serves as liaison to the Public Employees Retirement System (PERS); conducts special surveys and projects; gathers and analyzes rates and related information and prepares various studies; trains, assigns, reviews and evaluates the work of subordinate technical and clerical personnel.

## EMPLOYMENT STANDARDS

### Experience:

Three (3) years experience at the level of Clerk Typist, Account Clerk, or higher in the City of Modesto, with at least one year experience in payroll, personnel actions, insurance, or other related duties of employee benefits administration.

and

### Education:

Equivalent to the completion of the twelfth grade supplemented by specialized training related to employee benefits administration.

and

Knowledge of:

Development and administration of employee benefits; principles of insurance and claims handling in a governmental agency; medical terminology; business mathematics; business letter writing and forms; correct English usage, spelling, grammar, and punctuation; principles and methods of office procedures and practices, including word processing and data processing equipment; City of Modesto personnel rules and administrative orders; principles of training and work assignments.

and

Ability to:

Meet and communicate with the public; understand interpret policies, procedures, rules, and regulations and apply them with good judgment; perform technical work in the area of risk management, involving dental, health, LTD, vision, and life insurance; express ideas clearly and concisely in oral and written communications; compose correspondence and telephone communications concerning routine decisions; compile and analyze information regarding existing procedures; make arithmetical calculations with speed and accuracy; prepare accurate and complete reports; schedule time and work under pressure; adapt with flexibility to change; perform job duties in a manner assuring a safe working environment for oneself and others; work with and control sensitive confidential information on assignment; establish and maintain effective working relationships with the general public, co-workers, supervisors, and members of diverse cultural and linguistic backgrounds, regardless of race, creed, color, religion, sex, age or handicap.

and

License: Possession of a valid Class 3 operator's license issued by the California Department of Motor Vehicles within one month after appointment.

Probation: All those appointed shall complete a twelve (12) month probation. Satisfactory performance and recommendation of the department head is required for regular status.

## DEFINITION

This series specification describes two classes which have responsibilities to inspect buildings and structures in all stages of construction, alteration, and repair for conformance with approved plans; to review building plans and specifications; to enforce building, plumbing, mechanical, electrical, and zoning codes and ordinances; to issue building permits; to answer questions asked by the public; and to do other related work as required.

## DISTINGUISHING CHARACTERISTICS

Building Inspector I and II are distinguished by the Building Inspector II performing duties at the fully qualified working level. When the employee's employment history shows eighteen (18) months of satisfactory performance as a Building Inspector I, he/she will be promoted to Building Inspector II.

## EXAMPLES OF DUTIES

Makes field inspections of building construction, plumbing, and electrical installations in residential, business, or public buildings, insuring compliance with applicable codes, ordinances, and regulations; checks to see that buildings and structures are being constructed safely and in accordance with approved plans and specifications; insures that the proper quality building materials are being used; spots and insures the correction of defects in construction work, including electrical, plumbing, mechanical, framework, concrete, masonry, lathing, plastering, and tile construction; explains and interprets applicable codes for contractors and the general public; reviews new building construction plans for compliance with applicable codes; makes inspections of existing buildings to identify health hazards, safety hazards, structural failures, and maintenance needs; makes recommendations for amendments to building, plumbing, and electrical codes; issues building, plumbing and electrical permits; maintains records and prepares reports of inspections; prepares correspondence; provides information to the public regarding building, construction, and zoning requirements.

## EMPLOYMENT STANDARDS

### Experience:

#### Building Inspector I:

Three (3) years of experience in the building trades, involving work done in conformance with standard building, electrical, and/or plumbing codes.

Exhibit "B-5"

Experience (Continued):

Building Inspector II:

Eighteen (18) months as Building Inspector I for the City of Modesto.

or

Two years experience with a public agency as a building inspector

and

Education:

Equivalent to a two (2) year (Associate) degree in an acceptable field of study including major coursework in construction technology or a related field.

and

Knowledge of:

Federal, State, County, and City laws, codes and ordinances relating to building construction and zoning; types of building materials and variations in their quality; modern methods of building construction; acceptable health and safety standards in building construction; principles and techniques of building inspection.

and

Ability to:

Interpret and enforce provisions of applicable codes, ordinances, and regulations enforceable by the City; apply technical knowledge of building trades work; use sound inspection methods to examine workmanship and materials, and to detect deviations from plans, specifications, and standard installation practices; read and interpret diagrams, plans, and specifications; make arithmetical computations rapidly and accurately; maintain cooperative working relationships with engineers, architects, contractors, and the general public, regardless of race, creed, color, religion, sex or handicap.

and

Possession of a valid Class 3 operator's license issued by the California Department of Motor Vehicles.

Incumbents will be required to file a Statement of Economic Interests.

# CHIEF ELECTRICIAN

## DEFINITION

Under direction, to plan, organize, and direct the installation, maintenance, and repair of electrical systems and equipment; to perform electrical inspections on contracted installation of electrical systems and equipment; and to do other related work as required.

## EXAMPLES OF DUTIES

Plans, organizes, and directs electrical maintenance, testing, installation, and repair programs for traffic signals, fire alarms, office automation systems, water systems, street lighting, telemeter control, and a variety of other electrical systems and equipment; takes complaint calls and determines necessary action to meet complaints; works with other City personnel in the planning, design, and engineering of future electrical needs and electrical system components of City projects; prepares cost estimates for electrical installation by outside contractors; assists in the inspection of subdivision and contract installations; develops the annual budget for the Electrical Division of the Utility Services Department and controls expenditures; inspects existing electrical systems and makes recommendations for improvement; plans and supervises the implementation of a preventive maintenance program for electrical equipment and systems; writes computer programs for electrical controllers.

## EMPLOYMENT STANDARDS

### Experience:

Four years of increasingly responsible experience in the electrical field, including at least one year in a supervisory or inspection capacity.

and

### Education

Equivalent to the completion of the twelfth grade supplemented by specialized training in electronics and/or electrical services.

and

### Knowledge of:

Standard practices, tools, materials, and equipment of the electrical trade; design, construction, installation, and maintenance of electrical and lighting equipment; electrical codes and related ordinances and regulations; electric motors and control systems; Federal, State, and local safety laws and regulations; electrical inspection and specification requirements for new installations; principles of budget preparation and control; principles of supervision and training.

Ability to:

Use electrical tools and equipment skillfully and safely; read and follow electrical plans and specifications; diagnose causes of electrical failure; repair electrical signal, lighting, control, and alarm systems; perform electrical inspections of newly installed and existing systems; prepare cost estimates and analyze proposed designs for proposed electrical system; plan, organize, and direct the work of a staff of employees; prepare a budget and control expenditures; keep records and prepare reports; establish and maintain cooperative relationships with those contacted during the course of work.

and

Possession of a valid Class 3 operator's license issued by the California Department of Motor Vehicles.

Must pass annual physical examination as given by the City of Modesto physician for members of the Electrical Division.

Incumbents will be required to file a Statement of Economic Interests.

Those appointed shall serve a twelve (12) month probation. Satisfactory performance and recommendation of the department head are required for regular status.

CHIEF OF SURVEY PARTY

DEFINITION

Under direction to perform the most difficult paraprofessional field surveying work; to supervise a field surveying crew in preliminary design and construction surveying; and to do other related work as required.

EXAMPLES OF DUTIES

Serves as Chief of Party for the City's survey crews in performing preliminary design and construction surveying: supervises the locating and determining of elevations for widening and realigning of existing roads, layout of new roads, establishment of right-of-way, building removal, and other public improvements; supervises the establishment of ground control points for photogrammetry surveys, keeps notes in field books showing property line control, alignment, location of surface and subsurface objects; draws topographical maps in the field; indexes field books and keeps records of survey monuments; supervises, schedules and evaluates the work of assigned personnel; assists with the hiring of new personnel.

EMPLOYMENT STANDARDS

Experience:

Four years of subprofessional experience in engineering survey or office work.

and

Education:

Equivalent to a two (2) year (Associate) Degree in an acceptable field of study, including major coursework in civil engineering or a related field.

and

Knowledge of:

Advanced principles of design and construction surveying; basic principles of civil engineering as applied to surveying work; surveying instruments; methods of describing and locating real property; Federal, State, and local laws and regulations; principles of supervision and training.

and

Ability to:

Perform the most difficult surveying work; supervise and direct the work of a field surveying crew; make accurate engineering computations and notes; update and index field surveying works; ensure the accuracy and reliability of field surveying work; adapt to changing requirements; establish and maintain cooperative relationships with those contacted during the course of work.

and

Possession of a valid Class 3 operator's license issued by the California Department of Motor Vehicles.

Incumbents will be required to file a Statement of Economic Interests.

Those appointed shall serve a twelve (12) month probation. Satisfactory performance and recommendation of the department head are required for regular status.

Civil Engineering Technician I
Civil Engineering Technician II
Civil Engineering Technician III

DEFINITION

This series specification describes three Civil Engineering Technician classes which have responsibility for performing a variety of project design, surveying, drafting, office and traffic engineering technician work; and to do other related work as required.

DISTINGUISHING CHARACTERISTICS

Civil Engineering Technician I is the entry and training class in the engineering technician series. Incumbents perform a variety of routine tasks in training assignments and learn to perform technical work in surveying, drafting, office engineering and traffic engineering. When the employee's employment history shows eighteen (18) months of satisfactory performance as a Civil Engineering Technician I, he/she will be promoted to Civil Engineering Technician II.

Civil Engineering Technician II is the fully qualified working level class in the series. In addition to performing engineering technician work, incumbents may perform some inspection work.

Civil Engineering Technician III is characterized by the assignment of duties requiring considerable knowledge of paraprofessional project design, surveying, office engineering, traffic and parking procedures. Incumbents performa a variety of difficult tasks, using a high degree of independent judgment. Incumbernts receive general supervision and instruction from higher level engineering staff.

EXAMPLES OF DUTIES

Design--Designs and prepares plans, specifications, and cost estimates for streets, street lighting, water distribution, sanitary sewers, storm drains, and other segments of public works projects; conducts preliminary project feasibility studies; prepares profiles, cross-sections, and other details including quantity estimates and horizontal vertical alignment computations; calculates pipe slopes, grades, velocities, volumes and cross slopes; utilizes an engineering computer to compute vertical and horizontal alignments, curves, grades, cross-slopes, traverses for highway, drainage, sewer facilies and other related computations; provides information related to project design to the general public, contractors, and developers.

Computer Services--Using a computerized mapping system, updates and drafts City limit maps, sewer maps, water maps, subdivision maps, and parcel maps; supplies general public, contractors and developers with engineering information; performs computer backup of files; analyzes, digitizes and inputs data points and other information from maps, aerial photographs and other sources.

Subdivision Review--Advises members of the public regarding City [illegible] development approval procedures and requirements; checks legal descriptions of property for accuracy and conformity to legal requirements; computes traverses; checks subdivision mapa, parcel maps, and other engineering documents for conformance to State laws and local ordinances; oversees and performs the updating of maps to include new subdivisions and other changes.

Field Survey--Performs instrument work on field surveys; assists with the gathering and compilation of field data for layout of road beds, curbs, paving, gutters, and sidewalks; establishes tentative lines and grades; makes engineering computations; keeps and reduces field survey notes; using rod or chain, assists or sets and marks center line, cross-section and grade stakes, and other markers and reference points; drives stakes, cuts brush, locates monuments, and measures distances; assists in making topographical surveys; assists in making survey or construction notes and reports; operates transits and levels in the conduct of a variety of location, construction, property, and other survey work; determines lines, angles, distances, and elevations; uses drafting instruments and other engineering aids in the office to perform the computing and drafting operations involved in checking and reducing field and survey notes; calculates distances, ties, angles, area, traverses, and closures; computes grades and profiles; cleans and adjusts survey instruments.

Contract Administration—Assists in administration of public works contracts, including contract costs, materials verification, and compliance with State and Federal regulations; reviews contractor records for compliance with the provisions of the Fair Labor Standards Act; collects and reviews materials submitted for compliance with contract provisions and sound engineering principles; prepares and obtains approvals for change orders; reviews and verifies inspection and laboratory test findings; maintains records and files and prepares reports related to the assigned responsibilities; participates in preconstruction bid conferences; explains City policies and procedures as well as applicable laws and regulations to the general public, contractors and developers.

Traffic Engineering--Designs and drafts plans for Parking and Traffic projects; compiles data and prepares reports; inspects Parking and Traffic construction projects; compiles data, designs, and drafts plans for Parking and Traffic projects; investigates and makes recommendations on complaints relating to traffic, pedestrian and parking; assists in the preparation of statistical and revenue reports related to traffic engineering.

Permits--Issues utility, curb, sidewalk, street and encroachment permits to the general public, contractors and developers; provides information gegarding improvements in the public right-of-way; calculates permit fees; researches and responds to inquiries regarding the Municipal Code; maintains files, maps and records related to the areas of responsibility; prepares reports and correspondence; revises and maintains specifications for the City standards; administers the City's sidewalk improvement program; identifies areas in need of improvement and coordinates the improvement process; researches files and records on preparation of legal descriptions and a variety of projects; checks and writes routine legal descriptions for lien agreements, proposed right-of-way, and utility easements.

Experience:

Civil Engineering Technician I

Any combination of experience and education equivalent to achievement of the knowledge and abilities listed below.

Civil Engineering Techician II

Eighteen (18) months experience comparable to that of Civil Engineering Technician I with the City of Modesto.

Civil Engineering Technician III

Three (3) years experience in engineering office, traffic engineering or survey party work. (Two or more years completed at an accredited college or university may substitute for one year of the required experience, provided that there were courses in engineering, surveying, drafting, mathematics, computer science or the physical sciences.)

and

Education:

Civil Engineering Technician II and III

Equivalent to a two (2) year (Associate) degree with major coursework in civil engineering or a related field. Work experience may be substituted for years of education.

and

Knowledge of:

Civil Engineering Technician I:

Correct English usage, spelling, grammar and punctuation; Principles of trigonometry, geometry, and algebra.

Civil Engineering Technician II:

In addition to the above knowledges, applications of algebra, geometry, and trigonometry to technical surveying and drafting work; principles, methods, techniques, and equipment used in surveying, drafting, and traffic engineering; common engineering construction methods and standards.

Civil Engineering Technician III:

In addition to the above knowledges, computer applications related to civil engineering functions; use of transit, level and survey instruments and skill in their operation; basic knowledge of construction materials; principles, practices, techniques of and equipment related to engineering drafting; basic engineering terminology, practices and techniques; basic regulations and standards related to Parking and Traffic; survey procedures; field material tests and inspection procedures; engineering reproduction processes such as ozalid and blueprint.

and

Ability to:

Civil Engineering Technician I:

Learn to skillfully perform technical surveying, drafting, office engineering, and traffic engineering work; perform arithmetical computations neatly and accurately; do computing, lettering and tracing neatly and accurately; use hand tools with skill and care; clean and maintain surveying instruments; read and write English at a level necessary for successful job performance; understand and carry out oral and written instructions; maintain records; establish and maintain effective relationships with employees and the public.

Civil Engineering Technician II:

In addition to the above abilities, operate surveying and engineering equipment efficiently and accurately; make accurate engineering computations; prepare maps, drawings, and layouts from notes and sdetches; write the less difficult legal descriptions; assist with calculation of cost estimates for public works projects.

Civil Engineering Technician III:

In addition to the above knowledges, use engineering computer programs and systems in making accurate computations and drawings; read and interpret property descriptions; follow established procedures in the performance of a variety of civil and traffic engineering duties requiring careful execution; use and adjust precision surveying instruments; analyze situations accurately and make recommendations; read and interpret technical engineering manuals; do difficult lettering, tracing, drafting and layouts; supervise and train subordinate personnel.

and

Possession of a valid Class 3 Driver's license issued by the California Department of Motor Vehicles.

Incumbents may be required to file a Statement of Economic Interests.

Incumbents in some positions will be required to perform manual labor which may include lifting and carrying bundles of survey stakes and sledge hammers to drive survey stakes and hubs. Those assigned in these positions must possess sufficient eye-hand coordination to enable use of hand tools when searching for survey monuments and removing brush.

# CIVIL ENGINEERING TECHNICIAN IV

## DEFINITION

Under general supervision, to perform a wide range of complex paraprofessional engineering work in connection with engineering design and development review projects; to provide lead supervision to lower level civil engineering staff; and to do other related work as required.

## DISTINGUISHING CHARACTERISTICS

The Civil Engineering Technician IV is the highest level class in the engineering technician series and is distinguished from the Civil Engineering Technician III by the requirement for a high degree of skill in paraprofessional civil engineering work and a responsibility to provide lead supervision to lower level paraprofessional engineering staff.

## EXAMPLES OF DUTIES

Prepares plans, profiles, cross sections, specifications and cost estimates; calculates and plots field survey data in the preparation of plans, profiles, and cross sections; determines vertical and horizontal alignments, curves, grades, cross slopes, traverses for highway, drainage and sewer facilities; utilizes engineering computer to compute vertical and horizontal alignments, curves and grades, cross slopes, traverses for highways, drainage, sewer facilities, traffic and other related computations; calculates mathematical accuracy and checks for legal sufficiency of subdivision maps; writes legal descriptions and drafts maps for right of way acquisition; searches County records for property; titles and restrictions; calculates subdivision improvement bond amounts; prepares subdivision agreements; prepares memos for Council agenda; works directly with Property Agent, City Attorney, and private consulting civil engineers regarding details of right of way acquisition documents and subdivision maps; instructs, trains and supervises subordinate personnel; acts as custodian for legal records on subdivision maps and City property documents.

## EMPLOYMENT STANDARDS

### Experience:

Five years experience in engineering office, traffic or survey party work. (Two or more years completed at an accredited College or university may substitute for one year of the required experience, provided that there were courses in engineering, surveying, drafting, mathematics, computer science or the physical sciences.)

and

### Education:

Equivalent to a two (2) year (Associate) degree with major coursework in civil engineering or a related field.

and

Knowledge of:

City improvement standards and construction specifications; civil engineering design, mapping and drafting procedures; construction materials, practices, and cost estimating procedures; surveying equipment, procedures and practices, terminology and practices used in describing property parcels; basic engineering hydraulics used in designing cross culverts and other drainage facilities; theories of intersection channelization in traffic engineering, algebra, plane geometry, and trigonometry.

and

Ability to:

Understand and interpret field survey notes; prepare engineering plans and charts; make complex mathematical computations related to civil engineering; understand, interpret and apply City standards, specifications, ordinances and codes; work cooperatively with other units in the department and other agencies; apply engineering principles and terminology preparation of public works projects; design horizontal and vertical curves in establishing alignment and profile grades of roadways; compute areas of parcels of land by traverses and other methods; prepare legal descriptions for right-of-way acquisitions; design cross culverts and other drainage facilities associated with public projects; write contract specifications and prepare cost estimates; supervise and train subordinate personnel.

and

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

Incumbents may be required to file a Statement of Economic Interests.

# CLERK TYPIST

## DEFINITION

Under general supervision, to perform a wide variety of receptionist, typing and general clerical work; and to do other related work as required.

## DISTINGUISHING CHARACTERISTICS

Clerk Typist is the class normally filled by advancement from the lower class of Office Clerk, or when filled from the outside, requires prior clerical experience. Adequate performance at this level requires a knowledge of departmental procedures and precedents, and the ability to choose among alternatives in solving problems. A Clerk Typist is expected to work productively even in the absence of a supervisor, and work is normally reviewed only on completion and for overall results.

## EXAMPLES OF DUTIES

Types letters, memorandums, or other material, from oral direction, rough draft, copy, notes or transcribing machine recordings; compiles and types statistical information; prepares and types purchase orders, reports, documents, lists, requisitions, permits, invoices, correspondence, cost estimates, and certificates; answers the telephone and waits on the general public, receiving and giving information as required; dispatches service calls on a two-way radio; sorts and files documents, and records according to predetermined classifications, maintaining alphabetical, index, and cross reference files; checks invoices and requisitions for compliance with established standards and procedures, and performs arithmetical calculations; mails out letters, forms and applications; may receive, sort, and distribute incoming and outgoing mail; may assist in making out forms; may collect cash and issue receipts; may issue permits and licenses.

## EMPLOYMENT STANDARDS

Experience:

One year of typing and clerical work.

and

Education:

Equivalent to the completion of the twelfth grade

and

Knowledge of:

Correct English usage, spelling, grammar, and punctuation; arithmetic; filing procedures; receptionist and telephone techniques; standard office machines.

and

Ability to:

Type at a speed of not less than 45 words per minute from clear copy; perform a wide variety of responsible clerical work; operate office appliances and equipment; understand and carry out oral and written directions; establish and maintain cooperative relationships with those contacted during the course of work.

# CONSTRUCTION INSPECTOR

## DEFINITION

Under general supervision, to inspect and administer contracts for the construction and repair of public facilities; to inspect subdivision construction; to perform a variety of paraprofessional engineering work; and to do other related work as required.

## EXAMPLES OF DUTIES

Inspects a variety of public works construction projects for adherence to plans and specifications, such as subdivision and major street construction reconstruction, sidewalks, curbs and gutters, waterlines, storm drains, sewer lines, sprinkler systems, airport facilities, street lighting facilities, public buildings and structures, parks and park facilities; approves construction procedures and authorizes the use of construction materials; performs and evaluates soil tests and other materials testing; enforces compliance with approved plans and specifications and requires alterations if specifications are not being met; maintains a working relationship with contractors and other City departments; coordinates projects with contractors, utilities, other agencies, and city forces to ensure satisfactory completion of assigned projects; enforces conformity to encroachment permits and contract specifications; makes periodic reports on construction inspection for progress payments; maintains records and diaries of inspection activities; ensures that proper safety is maintained.

## EMPLOYMENT STANDARDS

### Experience

Three (3) years as Code Enforcement Specialist with the City of Modesto, assigned to construction inspection;

or

Five (5) years of subprofessional experience in engineering or survey party work, preferably including experience in inspection of public works and subdivision construction.

and

### Education:

Equivalent to a two (2) year (Associate) Degree in an acceptable field of study, including major coursework in civil engineering, construction technology or a related field.

Exhibit "B-11"

Knowledge of:

Federal, State, County, and City laws, codes and ordinances relating to public works construction and reconstruction; engineering mathematics, including algebra, geometry, and trigonometry; public works construction techniques, methods, materials and equipment; soil sampling and materials testing techniques; acceptable safety and health standards in public works construction; principles and techniques of public works construction and reconstruction.

and

Ability to:

Interpret and enforce provisions of applicable codes, ordinances, and regulations enforceable by the City; monitor contracts and recommend approval of progress payments; apply technical knowledge of public works construction and reconstruction; use sound inspection methods to examine workmanship and to detect deviations from plans, specifications, and standard installation practices; read and interpret construction diagrams, plans, and specifications; perform mathematical calculations with speed and accuracy; maintain cooperative relationships with those contacted during the course of work.

and

Special Requirements:

Possession of a valid Class 3 Driver's License issued by the California Department of Motor Vehicles within one month after appointment.

Incumbents will be required to file a Statement of Economic Interests.

CRIME ANALYST

DEFINITION

Under direction, to analyze crime reports, collect data, conduct planning and make recommendations for manpower deployment; do research and other technical analytical work; and do other related work as required.

EXAMPLES OF DUTIES

Plans, recommends, and evaluates crime report forms; analyzes and reviews crime reports; makes recommendations concerning the allocation of employees to combat criminal activity; makes written and oral reports as directed; reviews and responds to police requests for services; provides input to and coordination with City data processing unit; assists in department training programs; organizes and displays data and information in the form of diagrams, graphs and charts; responds to public and press requests and inquiries; enters and manipulates data using a computer; coordinates activities with members of outside law enforcement agencies; testifies in court; and provides statistical analysis concerning productivity and other related subjects.

EMPLOYMENT STANDARDS

Experience:

One year of increasingly responsible analytical staff work.

and

Education:

Equivalent to a four (4) year (Bachelor) degree from an accredited college or university with major coursework in administration of justice, criminology or a related field.

and

Knowledge of:

Principles and practices of organization, administration, and management; English composition, spelling, grammar, and punctuation at college-level usage; technical report writing styles; effective research methods and practices; basic statistics and methods of graphic presentation; computer capabilities and limitation is highly desirable.

and

Exhibit "B-12"

Ability to:

Understand and follow oral and written instructions; gather data, separate facts and assumptions, and prepare recommendations; prepare statistical charts, graphs, and exhibits; speak and write effectively; perform technical report writing with a high degree of skill and clarity; learn to prepare completed staff work for oral and written presentations; work in harmony with other members of City staff; establish and maintain cooperative relations with co-workers, departmental representatives, and the general public.

and

Possession of a valid Class 3 Operator's License issued by the California Department of Motor Vehicles.

Those appointed shall serve a twelve (12) month probation. Satisfactory performance and recommendation of the department head are required for regular status.

## DEFINITION

Under general supervision, to perform a wide variety of skilled work in the installation, maintenance and repair of electrical systems and equipment; and to do other related work as required.

## DISTINGUISHING CHARACTERISTICS

This class is distinguished from Assistant Electrician by assignment to the full range of responsibilities, including jobs entailing the handling of high voltage or in other areas of great personal danger. This class is expected to perform stand-by duty on a scheduled basis.

## EXAMPLES OF DUTIES

Installs, maintains and repairs traffic signals, street lighting and including underground and overhead lines, poles and control circuits; works on high voltage; install, maintain and repair control systems, motors, generators, pumps, traffic signal controllers, telemetering systems and other electro-mechanical and electronic equipment, electrical and lighting equipment, heating, air conditioning and ventilation systems, intercommunication and computer systems, in the City's buildings, parks, sewage disposal plant, and pumping stations; reads blueprints, schematics and electrical diagrams; may be in charge of one or more assistants and technicians.

## EMPLOYMENT STANDARDS

### Experience:

Experience equivalent to a four (4) year electrician apprenticeship program and one (1) year or more at journey level.

or

Five (5) years satisfactory service in the City of Modesto Electrician Training Program.

and

### Education:

Formal or informal education which provides the ability to read and write at a level required by the job supplemented by specialized training in electronics and/or electrical services.

and

Exhibit "B-13"

Knowledge of:

Electrical codes and related ordinances and regulations; design, construction, installation and maintenance of electrical and electronic systems; safe work practices; electric motors and control systems; basic electronic circuitry; standard practices, tools, materials, and equipment of the electrical trade.

and

Ability to:

Read and write the English language clearly and concisely; verbally communicate ideas and to understand oral instructions given in the English language; perform mathematical computations as required in electrical and electronic circuits; read and follow electrical plans, specifications, schematics and diagrams; diagnose causes of electrical malfunction, repair electrical signal, lighting, control and alarm systems; use electrical tools and equipment skillfully and safely; work from heights; understand and carry out written and oral instructions; establish and maintain cooperative relationships with those contacted during the course of work.

and

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

Must pass annual physical examination as given by the City of Modesto physician for members of the Electrical Division.

# FINANCE DIVISION MANAGER

## DEFINITION

Under general direction, to plan, coordinate and administer the Finance Division of Finance Department including general accounting, payroll, revenue collection, budget and data processing; to develop information and present recommendations to the Director of Finance; to act as Director of Finance in his/her absence; and to do other related work as required.

## EXAMPLES OF DUTIES

Plans, coordinates, and administers the Finance Department operations; prepares and coordinates completed staff work in the areas of budget, revenues, utilities, data processing, and accounting; prepares a variety of technical reports requiring research, analysis and interpretation, develops and implements departmental policies; participates in bond issuances and developing alternative municipal financing methods; develops and implements accounting, finance and data processing systems and procedures; supervises the preparation of grants accounting reports and related records; oversees revenue collection activities including utility billing, cashiering and licensing; coordinates assigned activities with other City divisions, departments, outside agencies and members of the community; assures that departmental procedures are followed, supervises personnel and evaluates performance, provides technical assistance and staff training; act as Director of Finance as required.

## EMPLOYMENT STANDARDS

### Experience:

Five (5) years of increasingly responsible professional level accounting experience including at least one year of supervisory experience.

and

### Education:

Equivalent to a four (4) year (Bachelor's) degree from an accredited college or university with major coursework in accounting, business administration, economics, finance, or a closely related field.

Certification as a Public Accountant in California will be accepted as meeting this education requirement.

and

Exhibit "B-14"

Knowledge of:

Principles of organization, administration and management; accounting theory, principles and practices, and their application to a wide variety of accounting transactions and problems; laws, ordinances and regulations governing the financial operations of the City and its departments; principles and procedures of Finance Department operations, including the establishment of policy; supervisory principles and practices; technical report preparation; Electronic Data Processing as it relates to accounting procedures and practices.

and

Ability to:

Plan, initiate and complete work assignments with a minimum of direction; supervise, train and evaluate the work of subordinates; understand and apply legal requirements and administrative policies to accounting functions; interpret and analyze fiscal data and draw logical conclusions; provide fiscal interpretation of data to management; communicate effectively both orally and in writing; analyze purchasing procedures and recommend improvements; establish and maintain cooperative relationships with those contacted during the course of work.

and

Incumbents will be required to file a Statement of Economic Interest.

Possession of a valid Class 3 operator's license issued by the California Department of Motor Vehicles within one month after appointment.

All those appointed shall complete a twelve (12) month probation. Satisfactory performance and recommendation of the department head is required for regular status.

JANITOR SUPERVISOR

DEFINITION

Under general supervision, to lead and participate in the work of janitors engaged in the maintenance and upkeep of City buildings and to do other related work as required.

EXAMPLES OF DUTIES

Assigns, supervises and participates in janitorial work, ensures that work performed by assigned staff is in conformance with work standards, requisitions supplies and materials; supervises and participates in the sweeping, mopping, scrubbing, stripping, and waxing of tiled floors and wooden floors; vacuums rugs and carpets; cleans, dusts and polishes furniture, woodwork and cabinets; empties waste receptacles; cleans hallways, restrooms, offices, interior glass and venetian blinds; supervises and participates in the moving and arranging of furniture and equipment; polishes metal work; turns out lights and goes over checklist of items requiring attention; locks doors and windows; refills lavatory supply dispensers; replaces light bulbs and tubes; operates scrubbers, buffers, waxers and other machinery and equipment; reports needed repairs to buildings to his supervisor; performs some minor building repairs of doors, locks, windows and fixtures; may clean grounds and sidewalks around the building.

EMPLOYMENT STANDARDS

Experience:

Three years of experience in janitorial work, preferably including building maintenance and repair.

and

Education:

Formal or informal education which ensures the ability to read and write at a level required by the job.

and

Knowledge of:

Machinery and equipment used for janitorial building maintenance; janitorial supplies; proper materials and procedures and methods used for cleaning purposes; principles of supervision and training; safe work practices and procedures.

and

Exhibit "B-15"

Ability to:

Perform heavy manual labor; assign and supervise small crew; maintain records and prepare reports of building maintenance; understands and carries out oral and written instructions; adapt to changing safety requirements; establish and maintain cooperative working relationships.

and

Possession of a valid California driver's license issued by the Department of Motor Vehicles at time of appointment.

All those appointed shall complete a twelve (12) month probation. Satisfactory performance and recommendation of the department head is required for regular status.

# LEAD EQUIPMENT MECHANIC

## DEFINITION

Under general supervision, to serve as lead worker and participant in the work of a small number of employees performing mechanical repairs on emergency and heavy equipment; to perform regular mechanical repair work; to provide training and guidance to other repair personnel; and to do other related work as required.

## EXAMPLES OF DUTIES

Leads, assigns work, and participates in the work of a crew in inspecting, diagnosing, and locating mechanical difficulties on City automobiles, trucks, emergency equipment, and a variety of maintenance and construction equipment; determines extent of necessary repairs; overhauls, repairs, and adjusts gasoline and diesel engines, manual and automatic transmission difficulties, and electrical and fuel components; repairs and adjusts gasoline generators, water pumps, and diesel and gas compressors; fabricates or adapts mechanical equipment including acetylene and electric-arc welding; performs special repairs on emergency equipment, rescue tools, and high volume pumps; performs pump tests for volume and pressure performance and makes necessary repairs; performs extensive repair work on diesel powered equipment; trains, assists, and provides guidance to other Equipment Mechanics; establishes the scheduling of repair shop work; maintains work, time, and material records.

## EMPLOYMENT STANDARDS

### Experience:

Five (5) years experience in the maintenance and repair of automotive and other power-driven gas and diesel equipment.

or

Two (2) years in the classes of Coach or Equipment Mechanic, or one (1) year in the class of Fire Equipment Mechanic with the City of Modesto.

and

### Education:

Formal or informal education which ensures the ability to read and write at a level required by the job supplemented by specialized training in auto and diesel mechanics.

and

Exhibit "B-16"

Knowledge of:

Tools equipment, and procedures used in the overhaul, repairs, and adjustment of automotive equipment; the operation and care of internal combustion engines, and of parts, and replacements; the use of automotive shop tools and equipment; methods used in electric-arc and acetylene welding; special repairs required on hydraulically operated equipment, high volume pumps, and diesel engines; safe work practices and procedures; care and operation of special emergency equipment such as sirens and light bars as used on public safety vehicles.

and

Ability to:

Lead and assign the work of a crew engaged in equipment maintenance and repair; provide training to less experienced employees; assist with the scheduling of mechanical repair work; inspect automotive and related power-driven equipment to locate difficulties and estimate the cost and time of repairs; perform minor and major mechanical work on City-owned mechanical equipment; perform specially assigned mechanical repair work on hydraulically operated equipment, high volume pumps, and diesel engines; use a variety of tools and equipment with skill; maintain shop and repair records; assist in budget preparation; understand and carry out oral and written directions; understand and comply with new safety procedures and requirements that are developed; establish and maintain cooperative relationships with those contacted during the course of work.

and

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

Possession of a complete set of mechanic hand tools through 1-1/4" and tool box.

## DEFINITION

Under general supervision, to perform semi-skilled and skilled maintenance work in street traffic signs, parking garage, parking lots, bus shelters, and related facilities and structures; and to do other related work as required.

## EXAMPLES OF DUTIES

(Any one position may not include all the duties listed, nor do the examples cover all duties which may be performed.)

Assembles, installs and repairs street traffic control signs; breaks concrete, digs holes, mounts and sets signs at proper height; installs, maintains, and repairs sprinkler systems, repairing pipe, cleaning and repairing sprinkler heads, repairing leaking hand valves and hydraulic valves; inspects, repairs, and maintains parking garages, parking lots, bus shelters facilities and equipment; repairs screens, doors, sinks and toilets; paints buildings; performs rough and finished carpentry work; mixes concrete, prepares forms, and pours foundations; alters, repairs or constructs articles and structures of wood, metal, concrete, etc.; completes forms and work status reports; may be in charge of one or more helpers, as assigned.

## EMPLOYMENT STANDARDS

Experience:

Two (2) years of semi-skilled maintenance experience in one or more of the following: carpentry, concrete, masonry, metal work, welding painting and/or plumbing work.

and

Education:

Formal or informal education at a level which provides the ability to read and write at a level required by the job, supplemented by specialized training in one or more trades areas.

and

Knowledge of:

Tools, materials, equipment and procedures used in street signs, parking garage, parking lot, and bus shelter maintenance work; operation of a variety of maintenance equipment; tools, materials, equipment and procedures used in carpentry, painting, plumbing work, masonry, metal work, and welding; safe work practices.

and

Ability to:

Repair, install, and maintain street signs, parking garages, bus shelters, parking lots and sprinkler systems; use hand and power equipment in performing carpentry, concrete, painting and plumbing work; perform heavy manual labor, meaning lifting, carrying fifty (50) to one hundred (100) pounds of weight; perform safety checks on assigned facilities and equipment; learn procedures for acquiring supplies; read and write at the level required for successful job performance; understand and carry out oral and written instructions; read basic blueprints; establish and maintain effective working relationships with those contacted during the course of work.

and

Possession of a valid Class 3 operator's license issued by the California Department of Motor Vehicles.

# MAINTENANCE WORKER II

## DEFINITION

Under general supervision, to perform semi-skilled work in the maintenance and repair of buildings, parks and park facilities, street trees, water distribution systems, sewer systems, parking lots, bus shelters, streets, traffic control markings, fire hydrants, or other public works; to learn progressively more difficult tasks; and to do other related work as required.

## DISTINGUISHING CHARACTERISTICS

Maintenance Worker II is the class that performs heavy manual labor and is assigned routine and repetitive work involving semi-skilled tasks. It is distinguished from Maintenance Work I by greater skill and difficulty and may be assigned to work independently.

## EXAMPLES OF DUTIES

(Any one position may not include all the duties listed, nor do the examples cover all the duties which may be performed.)

Performs heavy manual labor and a variety of semi-skilled maintenance work; breaks, cuts, lays, and finishes asphalt and concrete materials in the patching and repair of streets, curbs, and sidewalks; removes damaged sidewalks, curbs, and gutters, using cement saws, jackhammers, and hand tools; builds forms, pours, and finishes concrete; spreads asphalt screenings, oil, gravel, sand and other surfacing materials; loads and unloads street maintenance materials; operates tree chipper, a variety of trucks, and other maintenance equipment; drives a truck to haul materials for a variety of jobs; assists with the trimming of trees; clears debris from culvert; and ditches; cleans and maintains rockwells; trims, plants, transplants, irrigates, cultivates, and maintains trees, shrubs, flowers, and turfs; plants, weeds, and maintains bedded shrubs and flowers; operates and maintains sprinkler systems; mows, edges, and maintains grass and turf areas, using hand operated and power operated equipment; ensures that park apparatus and turf areas have a clean and neat appearance; may apply herbicides, pesticides, and fertilizers as directed; cleans pools and maintains proper chemical balance; repairs, builds and installs walls, shelving, tables, chairs and cabinets; installs and replaces electrical fixtures; welds and performs routine fabrication using gas and arc welding equipment; repairs plumbing leaks and installs plumbing fixtures including toilets and sinks; washes and repairs windows; performs a full range of janitorial work; patrols assigned areas ensuring proper maintenance and security conditions; sweeps parking lots with a power sweeper; maintains parking garage, bus shelters, and parking lots; maintain parking lot planters; assists in setting up striping equipment and maintaining equipment clean and operational; operates a variety of hand and power equipment such as brush chippers, spray paint guns, electric drills, compressors, sanders, welding equipment, paint shakers and spray guns, stencil cutters, and saws; completes forms and status reports; keeps tools and equipment in a clean and safe working condition.

EMPLOYMENT STANDARDS

Education/Experience:

One year as Maintenance Worker I in the City of Modesto.

or

Two (2) years of experience in the maintenance or construction of buildings, grounds, streets, sewers or water systems or one year of experience in the operation of machinery. used in these areas.

and

Knowledge of:

Tools, materials, and equipment used in general maintenance work; City of Modesto geography; City of Modesto administrative rules and procedures; safe work practices.

and

Ability to:

Use basic tools related to the assigned area of work; perform heavy manual labor, meaning lifting, carrying fifty (50) to one hundred (100) pounds of weight; meet and maintain physical standards set by the City; read and write at the level required for successful job performance; learn to operate a variety of equipment; learn more difficult work procedures and tasks in an assigned area; work irregular shifts or hours; complete assignments in the absence of a crewleader or supervisor; establish and maintain effective working relationships with the general public, co-workers, supervisors, and members of diverse cultural and linguistic backgrounds, regardless of race, creed, color, religion, sex, are or handicap; understand oral and written directions; learn safety precautions and practices necessary with tools and around mechanical equipment.

and

Possession of a valid Class 3 operator's license issued by the California Department of Motor Vehicles.

Before appointment in the Police Department, it will be necessary to pass a thorough background investigation.

# PARKS MAINTENANCE SUPERVISOR I

## DEFINITION

Under direction, to assign, supervise, and participate in the operation, maintenance, and improvement of City parks, golf courses, and street tree maintenance; and to do related work as required.

## DISTINGUISHING CHARACTERISTICS

Incumbents in positions allocated to the class of Parks Maintenance Supervisor I are responsible for supervision and coordination of the work of one or more crews of employees performing street tree maintenance, park, and golf course maintenance work.

## EXAMPLES OF DUTIES

Supervises parks, street tree, and golf course personnel in the efficient maintenance of parks, street trees, and golf course grounds and related equipment; instructs and trains subordinate personnel in the performance of their duties; inspects parks, street trees, and golf courses to locate and determine the extent of repair or maintenance work required; assists in estimating labor and material costs for work to be performed; preparesand schedules work assignments; supervises and assists personnel in the mixing and application of fungicides, herbicides, pesticides, and fertilizers; supervises the proper trimming of trees; keeps records and accounts for materials, equipment, and supplies used; answers inquiries from the general public concerning the City's park facilities.

## EMPLOYMENT STANDARDS

Experience:

Two (2) years as a crew leader in golf course, parks or trees maintenance with with the City of Modesto,

or

Four (4) years of increasingly responsible experience in golf, parks or trees maintenance work, with some experience as a crew or leadworker.

and

Education:

Equivalent to the completion of the twelfth grade, supplemented by specialized training in parks, golf course and trees maintenance.

Knowledge of:

Tools, work materials, equipment, and procedures used in park maintenance work; operation and maintenance of parks maintenance equipment; tools, techniques, procedures, and principles of tree trimming work; use and aplications of herbicides, fungicides, and pesticides; principles of propagating and maintaining trees, shrubs and turf; principles of supervision, training, work coordination, and planning; safe work practices.

and

Ability to:

Assign, supervise and plan the work of personnel assigned to park, street tree, and golf course maintenance; adapt available tools, supplies, and equipment to particular park, street tree, and golf maintenance problems; provide training to park maintenance personnel; keep records and prepare reports; understand and carry out oral and written instructions; establish and maintain cooperative working relationships with those contacted during the course of work.

and

Possession of a valid California Certified Pesticide Applicator's License issued by the State Department of Food and Agriculture within six months after appointment.

Possession of a valid Class 3 Driver's license issued by the California Department of Motor Vehicles.

Incumbents will be required to file a Statement of Economic Interests.

All those appointed will serve a twelve (12) month probation. Satisfactory performance and recommendation of the department head are necessary for regular status.

# PARKS MAINTENANCE SUPERVISOR II

## DEFINITION

Under direction, to plan, organize, and direct the work of Parks Maintenance Supervisors I and park crews engaged in the operation, maintenance, and improvement of City parks, trees, and golf courses; and to do related work as required.

## DISTINGUISHING CHARACTERISTICS

Incumbents in the class of Parks Maintenance Supervisor II plan, direct, and coordinate the work of one or more Parks Maintenance Supervisors I and their crews.

## EXAMPLES OF DUTIES

Plans, organizes, and directs the work of subordinate supervisors and crews engaged in trimming, planting, irrigating, cultivating, and maintaining trees, shrubs, flowers, and turfs; supervises the planting, weeding, and maintaining of trees and turfs; supervises and instructs personnel in the mixing and application of fungicides, herbicides, pesticides and fertilizers; supervises the maintenance of equipment; inspects parks, grounds, golf areas, and landscaped areas to determine the extent of maintenance or upkeep required; prepares and submits reports on work projects; estimates labor and material costs for work to be performed; keeps records and accounts for materials, equipment, and supplies used; answers inquiries from the general public concerning the City's park facilities; assists in preparing annual budget estimates; may perform all phases of park maintenance and equipment operation.

## EMPLOYMENT STANDARDS

Experience:

One (1) year of experience performing supervisory duties comparable to those of a Parks Maintenance Supervisor I or Assistant Parks Construction Supervisor in the City of Modesto.

and

Education:

Equivalent to the completion of the twelfth grade, supplemented by specialized training in golf course, street trees and parks maintenance.

and

Exhibit "B-20"

Knowledge of:

Principles of supervision, training, work coordination, planning, and budgeting; safe work practices; tools, materials, equipment, and procedures used in parks, street trees and golf course maintenance work; operation and maintenance of parks, street trees and golf course maintenance equipment; tools, techniques, procedures, and principles of tree trimming work; use and applications of herbicides, fungicides, and pesticides; principles of propagating and maintaining trees, shrubs, flowers, and turf.

and

Ability to:

Assign, supervise, and plan the work of personnel assigned to parks, street trees, golf course and landscaped area maintenance; assist in preparing budget estimates; adapt available tools, supplies, and equipment to particular park and landscape maintenance problems; provide training to park maintenance personnel; estimate time, materials, and equipment needed to perform parks, street trees, golf course and landscaped area maintenance work; keep records and prepare reports; read and write at the level required for successful job performance; establish and maintain cooperative working relationships with those contacted during the course of work.

and

Possession of a valid California Certified Pesticide Applicator's License issued by the State Department of Food and Agriculture within six months after appointment.

Possession of a valid Class 3 Driver's license issued by the California Department of Motor Vehicles.

Incumbents will be required to file a Statement of Economic Interests.

All those appointed will serve a twelve (12) month probation. Satisfactory performance and recommendation of the department head are required for regular status.

## DEFINITION

Under general direction, to plan, coordinate and administer City programs in recruitment and selection, classification and compensation, and employee benefits administration; to interpret and amend personnel rules and regulations; and to do other related work as required.

## EXAMPLES OF DUTIES

Plans, organizes and supervises the City Personnel Office including recruitment, testing, selection, classification and compensation, and employee benefits administration; participates in grievance resolutions, modified duty assignments, disability determinations, and the meet and confer process; performs position control and assists in administration of the classification and compensation plans; advises department heads concerning interpretation of rules and work force planning requirements; counsels employees and supervisors on rules interpretations and related personnel problems; supervises employee benefits administration, including health and dental programs, long term disability, deferred compensation, and retirement; revises procedures and records relating to the central personnel functions, including performance evaluations, service awards, suggestion plan, and personnel files; prepares a variety of letters, memoranda, reports and special studies; stays knowledgeable of current legislation and/or court decisions affecting public personnel management; assigns work, provides training, and evaluates performance of subordinate technical and clerical employees.

## EMPLOYMENT STANDARDS

Experience:

Four (4) years of increasingly responsible professional level experience in personnel administration, including at least one year of supervisory experience.

and

Education:

Equivalent to a four-year (Bachelor's degree) from an accredited college or university with major coursework in public administration, business administration, human resource management, or a closely related field.

(A Master's degree in personnel administration, public or business administration is highly desirable and may be substituted for one (1) year of the required experience.)

and



Exhibit "B-21"

Knowledge of:

Principles and practices of personnel administration, employer-employee relations, and affirmative action; laws, rules and regulations affecting public sector personnel programs; principles of organization, administration and management; methods of job analysis and position classification; EEOC documentation requirements; principles and practices of health and dental insurance administration and claims review; technical writing styles and English composition fundamentals; basic mathematics and statistics; principles of supervision and training.

and

Ability to:

Plan, coordinate, and administer City programs in recruitment and selection, classification and pay administration, and employee benefits; determine priorities, assign, review and evaluate the work of subordinate personnel; interpret rules, laws, and policies and apply them with good judgment; effectively communicate with administrators, employees, employee organization representatives, and the public in group meetings and discussions; compile and analyze information and make appropriate recommendations; prepare completed staff work for oral and written reports; set self priorities and structure time; work under pressure; work and control sensitive, confidential information on assignment; establish and maintain effective working relationships with the general public, co-workers, supervisors, and members of diverse cultural and linquistic backgrounds, regardless of race, creed, color, religion, sex, age or handicap.

and

Incumbents will be required to file a Statement of Economic Interests.

Possession of a valid Class 3 operator's license issued by the California Department of Motor Vehicles within one month after appointment.

All those appointed shall complete a twelve (12) month probation. Satisfactory performance and recommendation of the department head is required for regular status.

# PLANNING TECHNICIAN III

## DEFINITION

Under general supervision, to perform the most difficult technical planning work; to provide training and guidance to less experienced technical planning personnel; and to do other related work as required.

## DISTINGUISHING CHARACTERISTICS

This is a specialist level class in the technical planning series. Incumbents are assigned to a particular area such as zoning and use permits, annexations and subdivisions, or graphic design, where they provide background research assistance for professional planning personnel. Considerable knowledge of the area of assignment is required. Responsibilities also include providing considerable procedural and factual information to the public, and providing training and guidance to other technical personnel.

## EXAMPLES OF DUTIES

(Any one position may not include all the duties listed, nor do the examples cover all the duties which may be performed.)

Assists with the processing of annexations, researching background information on tax assessments, registered voters, availability of utilities and public services, property owner sentiment, and logical boundaries; assists with preparation of reports for the Local Agency Formations Commission and other agencies; performs field surveys regarding property owner sentiment and land use; assists with the processing of parcel and subdivision maps, checking for completeness, code violations, environmental assessment requirements, and other pertinent data; aids in interpreting the City Zoning Code for the public; assists in the review of landscape plans for conformity in the Zoning Code; assists in reviewing applications for zoning changes; compiles zoning history, size, and development features for specific parcels of land; designs and prepares graphic artwork such as brochures, illustrations and covers for reports, posters, lettering charts and signs for wall displays; develops initial design and layout sketches; meets with other City personnel to discuss and evaluate graphic needs; maintains an inventory of graphics supplies and materials; performs the most difficult duties in revising and updating City maps; performs photographic work in preparing presentations and updating the City zoning map; provides training and guidance to other Planning Technicians in updating and drafting maps, interpreting property descriptions, and preparing planning documents; assists with the preparation of a variety of agenda reports and planning resolutions; oversees the updating and maintenance of files and records.

Exhibit "B-22"

EMPLOYMENT STANDARDS

Experience:

One year performing technical work comparable to that of a Planning Technician II for the City of Modesto.

or

Three or more years of technical planning experience.

and

Education:

Two (2) or more years completed at an accredited college or university may substitute for one year of the required experience provided that there were courses in drafting, graphic design, urban planning, surveying, engineering, methematics, computer science, or the physical sciences.

and

Knowledge of:

Principles, practices and trends of planning and land use; zoning and planning laws and regulations; principles, practices and techniques of drafting and graphic design; statistical and engineering practices as applied to planning.

and

Ability to:

Prepare maps, graphs, charts, site plans, and other descriptive material; do difficult lettering, tracing, drafting and layouts; read and write English at a level necessary for successful job performance; do research and gather data pertaining to planning and zoning; assist with the preparation of comprehensive reports and planning resolutions; provide information to the public regarding planning and zoning regulations; supervise and train subordinate personnel; establish and maintain cooperative relationships with those contacted during the course of work.

and

Possession of a valid Class 3 operator's license issued by the California Department of Motor Vehicles.

## DEFINITION

This series specification describes two classes responsible to program applications for an electronic digital computer; to analyze and develop programming specifications and processing systems; and to do other related work as required.

## DISTINGUISHING CHARACTERISTICS

Programmer Analyst I - This is the first level of the Programmer Analyst series, and it is distinguished by a limited variety of tasks and the less difficult programming applications for an electronic digital computer. When the employee's employment history shows eighteen (18) months of satisfactory performance as a Programmer Analyst I, he/she will be promoted to Programmer Analyst II.

Programmer Analyst II - This is the full journey level in the series. Employees perform assignments that require occasional choices in the application and interpretation of standard methods and procedures, where a considerable knowledge of the subject matter is required.

## EXAMPLES OF DUTIES

Analyzes existing processing of data to develop alternative methods which utilize an electronic digital computer; develops overall systems and logic diagrams for a variety of applications; completes definitions of problems and prepares them for programming; prepares logic block diagrams; writes programs in symbolic language and/or machine language codes; checks coded programs prior to assembly; prepares test data for use in testing programs on a computer; corrects and revises program after testing, insuring proper form of input and output data; writes operating instructions for programs; advises potential users on the availability and uses of preprogrammed routines; prepares flow charts showing general program documentation; coordinates all phases of assigned projects; may operate an electronic digital computer during program test runs and in a backup capacity for existing applications.

## EMPLOYMENT STANDARDS

Experience:

### Programmer Analyst I

One (1) year of full-time experience in programming data processing applications for digital computers. (As a substitute, three (3) years of experience in the operation of an electronic digital computer system and completion of 15 or more semester units of college level computer science and programming courses.)

### Programmer Analyst II

Eighteen (18) months as Programmer Analyst I for the City of Modesto.

or

Two (2) years of experience in the programming data processing applications for electronic digital computers, which includes at least one (1) year of experience in systems analysis and design work.

Knowledge of:

Programmer Analyst I

Principles, practices and procedures of computer programming; techniques of programming, machine scheduling, card and form design and control requirements; COBOL programming language; operations and capabilities of electronic data processing equipment.

Programmer Analyst II

All of the above, plus BASIC and RPG are desirable, but not mandatory, as additional programming languages; data base management systems is a desirable additional knowledge; data telecommunications is a desirable additional knowledge; principles and methods of systems and procedures analysis.

and

Ability to:

Programmer Analyst I

Prepare work flow charts and code steps into machine language; write operating instructions and procedures for EDP machine applications; apply the principles of data processing record keeping to a variety of problems; gather and analyze data, and develop logical conclusions; prepare clear, concise reports; establish and maintain cooperative relationships with those contacted during the course of work.

Programmer Analyst II

All of the above, plus perform computer programming and EDP systems work of average difficulty; confer with current and potential users in the development of electronic digital computer applications; think logically and develop logical conclusions; follow detailed instructions; apply business administrative and management theory in the analysis of systems; analyze procedures and data; prepare system and data flow charts and code steps into machine language; write operating instructions and procedures for data processing application.

and

Possession of a valid Class 3 license issued by the California Department of Motor Vehicles within one month after appointment.

All those appointed as Programmer Analyst I shall complete a twelve (12) month probation. Satisfactory performance and recommendation of the department head is required for regular status.

## DEFINITION

Under general direction, to plan, coordinate and administer the Purchasing Division including centralized procurement, central stores, office services and the microfilm and records center; to develop information and present recommendations to the Director of Finance; and to do other related work as required.

## EXAMPLES OF DUTIES

Plans, coordinates, and administers central purchasing including soliciting quotations, placing and expediting orders, filling requisitions, keeping records and processing purchase orders, bids, quotations, and requisitions; plans, coordinates and administers the City's central stores; oversees and manages the City's centralized printing, microfilming and records maintenance activities; prepares formal bid specifications and makes bid recommendations; prepares and coordinates division's annual budget; assists with departmental budgets by providing information on prices, products, materials, and services; participates in evaluation of awards to consultants; purchases capital outlay items; analyzes purchasing systems and procedures including EDP applications and makes appropriate recommendations; interprets policies, rules, and regulations governing the City's purchasing activities; participates in intergovernmental meetings for purposes of standardizing specifications, preparing purchasing ordinances, and developing cooperative methods and practices; confers with vendors and product representatives; supervises the storing, inventorying, and disposing of items; directs inspection of received goods and services and the processing of damage claims; ensures the proper follow-up of unfilled or improper shipments; develops new sources of materials and equipment; researches inventory problems; under the Affirmative Action Plan, fulfills the duties of Minority Business Enterprises Liaison officer; supervises personnel, evaluates performance.

## EMPLOYMENT STANDARDS

### Experience:

Four (4) years of increasingly responsible professional level experience in purchasing for a large business, non-profit agency, or a governmental agency including at least one year of supervisory experience.

and

### Education:

Equivalent to a four (4) year (Bachelor) degree from an accredited college or university with major coursework in public or business administration, merchandising, or a closely related field. (Additional experience in buying or public purchasing work may be substituted for the required education on the basis of two years experience for one year of education.)

and

Knowledge of:

Laws and regulations applicable to bidding procedures and purchasing operations; principles, practices, and procedures of purchasing and general applications of EDP to purchasing operations; sources of supply, commodity markets, marketing practices and commodity pricing methods and differentials; market conditions, current prices, trade names and brands relating to purchasing for a municipality; proper methods of establishing specifications; methods of stores inventory control; supervisory principles and practices.

and

Ability to:

Supervise, train and evaluate the work of subordinates; plan and schedule purchasing for greatest economy, efficiency, and service; interpret laws, rules, and regulations; analyze and interpret market prices and trends; make accurate price and quality comparisons in the evaluation of bids, materials, and equipment needs; analyze purchasing procedures and recommend improvements; prepare equipment and materials specifications; keep an accurate records; communicate effectively both in oral and written presentation; establish and maintain cooperative relations with those contacted during the course of work.

and

Incumbents will be required to file a Statement of Economic Interests.

Possession of a valid Class 3 operator's license issued by the California Department of Motor Vehicles within one month after appointment.

All those appointed shall complete a twelve (12) month probation. Satisfactory performance and recommendation of the department head is required for regular status.

# SENIOR BUILDING INSPECTOR

## DEFINITION

Under general supervision, to fulfill all requirements and duties prescribed for a Building Inspector II; to perform complex inspections requiring extensive knowledge in structural, electrical, or plumbing/mechanical work; to fulfill assignments in the Housing Program Office and to enforce the requirements of the Housing Code and Dangerous Building Codes; and to do related work as required.

## DISTINGUISHING CHARACTERISTICS

This is a classification in which the employee possesses the basic qualifications and credentials required of a Building Inspector II, and, in addition, has achieved a high level of technical proficiency in one of the above designated specialties of construction technology. Besides functioning as a Building Inspector II, this employee performs detailed inspections of particular phases of construction work, the complexity of which is greater than the expertise required of Building Inspectors and provides lead supervision to lower level building inspection personnel.

## EXAMPLES OF DUTIES

Performs structural inspection of materials and methods used in steel (welding, fabrication, and erection), or concrete (placement and reinforcement), or masonry (workmanship and reinforcement), or electrical, or plumbing/mechanical; reviews and evaluates test data and technical reports prepared by others; assists Building Inspectors in the inspections of more complex constructions; assist and advise the public concerning the more complex problems in his/her specialty; may be assigned to prepare Notice and Orders and all related procedural requirements as required by the Dangerous Building Code and/or Housing Code.

## EMPLOYMENT STANDARDS

### Experience:

Three (3) years of increasingly responsible building inspection experience in the classification of Building Inspector I and II.

(Substitution for one year of the required experience will be allowed for two additional certifications beyond the two required under "Education." The only fields considered will be Electrical, Mechanical, Plumbing or Combination.)

and

Education:

Equivalent to a two (2) year (Associate) degree in an acceptable field of study including major coursework in construction technology or a related field.

and

Knowledge of:

Federal, State, County, and City laws, codes and ordinances relating building construction and zoning; types of building materials and variations in their quality; modern methods of building construction; acceptable health and safety standards in building construction; principles and techniques of building inspection; considerable technological expertise in building inspection; engineering mechanics and properties of materials relating to building inspection.

and

Ability to:

Demonstrate a high level of proficiency in public and interdepartmental relations; interpret and enforce provisions of applicable codes, ordinances, and regulations enforceable by the City; apply technical knowledge of building trades work; use sound inspection methods to examine workmanship and materials, and to detect deviations from plans, specifications, and standard installation practices; read and interpret diagrams, plans, and specifications; make arithmetical computations rapidly and accurately; maintain cooperative working relationships with engineers, architects, contractors, and the general public; be physically capable of safely moving about on construction work sites.

and

Possession of a valid Class 3 Driver's license issued by the California Department of Motor Vehicles.

Incumbents will be required to file a Statement of Economic Interests.

# SENIOR PERSONNEL CLERK

## DEFINITION

Under general supervision, to perform a wide variety of advanced journey level clerical duties in the administration of the City's personnel programs; to provide lead supervision to lower level clerical staff; and to do other related work as required.

## EXAMPLES OF DUTIES

Gives information to the public and other City personnel which requires judgment and interpretation of City and departmental policies, rules and procedures; processes, maintains, and adjusts employee personnel records; processes termination and retirement papers; types a variety of forms, correspondence and reports; inputs and retrieves data on a computer terminal; composes routine correspondence; performs clerical tasks in recruitment and testing; proctors written and/or performance tests; processes eligibility lists and notifies eligible candidates; notifies those selected for appointment with the City; indoctrinates full-time and temporary employees concerning compensation and benefits; schedules and coordinates pre-employment and annual medical examinations; coordinates annual service awards program; schedules appointments and coordinates arrangements for meetings; attends meetings and prepares summary of discussion; receives, sorts and distributes incoming and outgoing departmental mail; sorts and files documents and records according to predetermined classifications; provides lead supervision to lower level clerical staff.

## EMPLOYMENT STANDARDS

### Experience:

Three (3) years of increasingly responsible secretarial, typing or general clerical experience.

and

### Education:

Equivalent to the completion of the twelfth grade supplemented by specialized clerical/secretarial training.

and

### Knowledge of:

Personnel rules, regulations, policies and procedures governing employment with the City of Modesto and employee benefits; modern office procedures and practices, including complex record keeping, filing and indexing; business letter writing and forms; correct English usage, spelling, grammar and punctuation; basic methods used in financial and statistical record keeping; receptionist and telephone techniques.

and

Ability to:

Type at a speed of not less than 50 words per minute from clear copy; understand, interpret, and apply personnel rules, regulations, policies and procedures; carry out assignments with minimal general supervision; compose correspondence and initiate telephone communications concerning routine decisions; prepare reports with accuracy and speed; make arithmetical calculations with speed and accuracy; work with and control sensitive confidential information on assignment; assign work and supervise training of subordinate personnel; establish and maintain cooperative relationships with the general public, co-workers, supervisors, and members of diverse cultural and linguistic backgrounds, regardless of race, creed, color, religion, sex, age, or handicap.

and

Possession of a valid Class 3 driver's license issued by the California Department of Motor Vehicles within one month after appointment.

DEFINITION

Under direction of the director of Utility Services, to plan, coordinate and supervise the solid waste disposal and recycling programs of the City; to review garbage company financial records and perform garbage rate reviews; to review garbage company franchises for compliance of franchise requirements; to implement a city-county waste-to-engergy (WTE) plant within Stanislaus County; to request and evaluate proposals of contractors and sub-contractors for construction of a WTE plant; to monitor all phases of construction of the facility and other appurtenant structures; to monitor the continuing operation of a WTE plant; and to do related work as required.

EXAMPLES OF DUTIES

Plans, supervises and lays out the work of personnel assigned to the solid waste disposal and recycling program; trains, assigns work, and evaluates performance of assigned subordinate technical and clerical personnel; monitors on-going relationships with refuse disposal companies with regard to fee structure, ordinance changes, operational procedures modifications and equipment usage; conducts regular and special studies including the collection of data, analysis and summary of results and interpretation of finds; provides economic and statistical analysis and makes recommendations; makes written and oral reports as completed staff work; serves as liaison between the Director of Utility Services and all interested parties in the planning, financing, developing, and operation of the WTE plant; coordinates the development of the WTE plant; oversees the administration of the WTE plant construction contracts including the negotiation and preparation of change orders and subcontracting provisions; coordinates construction activities with outside agencies and other City and County departments; develops a liaison with federal, state, regional and county agencies regarding loans, grants, data, and educational resources relating to WTE Plant construction; confers with government officials, refuse disposal, and recycling company administrators, lenders, labor leaders, and others to effect changes in local policies to encourage development and use of the WTE plant; attends meeting of local industrial, commercial, and civil organizations to increase community contact and develop understanding of the WTE facility; proposes policies to stimulate community support for the WTE project.

EMPLOYMENT STANDARDS

Experience:

Six (6) years of technical or sub-professional experience involving public works engineering, building or zoning code interpretation, and refuse and solid waste disposal administration.

and

Education:

Equivalent to a two (2) year (Associate) degree with major coursework in civil engineering or a related field.

and

Knowledge of:

Principles of organization, administration and management; budgeting and public finance; principles of supervision and training; appropriate laws, regulations, and ordinances governing refuse and solid waste disposal; inspection methods and techniques; City enforcement policies; processes of refuse collection and recycling waste products; symbols and terms used on blueprints, maps and architectural drawings; public relations approaches in gaining compliance.

and

Ability to:

Plan, lay-out and supervise the work of personnel assigned to the solid waste disposal and recycling program; prepare completed staff work for oral and written presentations; assist in preparation of the operating budget and monitoring of expenditures; collect, analyze, and compile technical, statistical and related information pertaining to recycling and conversion of refuse and solid waste disposal; schedule time and work under pressure; work and control sensitive, confidential information and assignments; be firm, consistent, and respectful in an enforcement situation; interpret laws, rules, ordinances and regulations and apply them with sound judgment; read maps, blueprints and architectural drawings; observe and record findings during investigations; understand and follow oral and written instructions; establish and maintain cooperative relationships with those contacted during the course of work.

Possession of a Class 3 operator's license issued by the California Department of Motor Vehicles.

Incumbents will be required to file a Statement of Economic Interests.

All those appointed will serve a twelve (12) month probation. Satisfactory performance and recommendation of the department head are necessary for regular status.

# SUPERVISING CONSTRUCTION INSPECTOR

## DEFINITION

Under direction, to assign, coordinate, and supervise the work assignments of Construction Inspectors; to inspect the construction and repair of City facilities; to inspect subdivision construction; to perform a variety of subprofessional engineering work, and to do other related work as required.

## DISTINGUISHING CHARACTERISTICS

Positions allocated to this class are distinguished by the responsibility for the day-to-day supervision of construction inspection personnel such as scheduling, coordination, supervising, training, and assisting with the daily work assignments. Additionally, positions allocated to this class are expected to assist Construction Inspectors in questions dealing with difficult and complex field inspections, and in explaining construction regulations to contractors, subdividers, engineers, and the general public.

## EXAMPLES OF DUTIES

Schedules, coordinates, and supervises the daily assignments of technical engineering and construction inspection personnel; assists and participates in the performance of more difficult complex field inspections on projects during various stages of construction; provides technical assistance and instructs subordinate personnel in specification interpretation, inspection techniques, and departmental objectives; inspects subdivision construction projects; provides necessary information to the higher level engineering staff to aid in the preparation of annual budget; evaluates the performance of and counsels subordinate personnel; ensures that all contract provisions are complied with by contractors and subcontractors including State and Federal labor standards, equal employment opportunity and affirmative action/minority and women's business enterprise provisions; negotiates and prepares change orders and other contract provisions for the approval of higher level department staff; abates municipal code violations in the public right-of-way; coordinates projects with contractors and the City; administers contracts with contracting inspectors; supervises the Department Hazardous Communications Program and City television franchise; investigates and recommends resolutions to disputes or complaints from the public, contractors, engineers, and developers; participates in budget administration; may act for the higher level engineering staff in their absence.

## EMPLOYMENT STANDARDS

### Experience:

Three (3) years of progressively responsible journey-level experience in a variety of public works construction work, which included at least two years of experience in an inspectoral capacity comparable to the class of Construction Inspector in the City of Modesto.

and

Exhibit"B-28"

Education:

Equivalent to a two (2) year (Associate) Degree in an acceptable field of study including major coursework in civil engineering, construction technology or a related field.

and

Knowledge of:

Federal, State, County and City laws, codes, and ordinances related to public works construction and reconstruction; engineering mathematics, including algebra, geometry, and trigonometry; public works construction techniques, methods, materials and equipment, and proper inspection methods; soils sampling and materials testing techniques; construction staking methods and techniques; acceptable health and safety standards in public works construction; principles and techniques of public works construction and reconstruction; principles of supervision and training.

and

Ability to:

Interpret and enforce provisions of applicable codes, ordinances, and regulations enforceable by the City; assist in the planning, training, assignment, and supervision of field inspection personnel; read and interpret construction plans and specifications; make mathematical calculations with speed and accuracy; inspect various kinds of construction projects to determine compliance with approved specifications and plans; train personnel in proper inspection, record keeping, report writing practices and procedures; promote safe work practices, read, interpret, and apply terms and requirements of pertinent specifications, laws, rules, and regulations; prepare and present concise, comprehensive reports as required; establish and maintain cooperative relationships with fellow employees and others contacted during the course of the work.

and

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

Incumbents will be required to file a statement of economic interest.

Those appointed shall serve a twelve (12) month probation. Satisfactory performance and recommendation of the department head are required for regular status.

# WORD PROCESSING SYSTEM SUPERVISOR

## DEFINITION

Under direction, to supervise a central word processing facility and provide clerical assistance to City departments; to provide technical assistance to other departments utilizing Wang Office Information Systems (OIS) equipment; and to do other related work as required.

## EXAMPLES OF DUTIES

Supervises, organizes, and coordinates the work of employees engaged in performing word processing work for City departments; performs system backup and maintains security of confidential information throughout the City; troubleshoots, maintains and makes minor repairs ti WANG OIS equipment;tests and evaluates equpment prior to purchase; serves o technical committees and makes recommenations for location of new equipment; assigns and reviews typ- ing of letters, reports, statements, forms, statistical material, and transcripts; maintains the document security system; may personally perform required typing and transcribing work; prepares budget and controls expenditures for central word processing facility; provides training, technical assistance and consultation to all employees required to use WANG OIS equipment; supervises and participates in the development of applicable data bases; reviews word processing equipment specifications; collects bid information from vendors; participates in the coordination of the installation of word processing equipment; maintains the City word processing related equipment inventory; prepares oral and written performance evaluations; interviews and recommends new appointments; completes and maintains records of unit of operations; schedules temporary assistance to line departments.

## EMPLOYMENT STANDARDS

### Experience:

Four (4) years of increasingly responsible experience in typing and general clerical work, including three (3) years experience on automated word processing equipment.

or

One (1) year as Senior Word Processing Technician on Wang OIS Equipment with the City of Modesto.

and

### Education:

Equivalent to the completion of the twelfth grade, supplemented by specialized training in word processing technologies.

and

Exhibit "B-29"

Knowledge of:

City of Modesto Word Processing Center procedures and practices; policies, procedures, practices, and terminology of other City departments; City of Modesto Personnel Rules and Administrative Orders; Wang OIS equipment; A. B. Dick Magna II equipment; glossary programming; Wang OIS system software installation; trouble-shooting Wang OIS system; office methods, practices, and procedures; correct English usage, spelling, grammar, and punctuation; basic methods used in financial and statistical record keeping; principles of supervision and training.

and

Ability to:

Plan, organize, supervise, and schedule the work of staff assigned to central word processing facility; coordinate work of the the Word Processing Center with the needs of many City departments; provide training to personnel throughout the City; set standards and evaluate performance; assure the proper meeting of work deadlines; prepare reports; trouble-shoot, maintain and make minor repairs to Wang OIS equipment; test, evaluate, and make recommendations for changes of the word processing equipment; type at a speed of 60 words per minute from a clear copy; transcribe at 30 net words per minute; understand and carry out oral and written instructions; work with and control sensitive, confidential information; assign passwords and devise security required for all documents; establish and maintain cooperative relationships with those contacted during the course of work.

and

Possession of a valid Class 3 driver's license issued by the California Department of Motor Vehicles within one month after appointment.

Those appointed shall serve a twelve (12) month probation. Satisfactory performance and recommendation of the department head are required for regular status.

MODESTO CITY COUNCIL
RESOLUTION NO. 87-533

A RESOLUTION AMENDING THE ANNUAL BUDGET OF THE CITY OF MODESTO FOR FY1987-88 TO PROVIDE FINANCING FOR THE JOB AUDIT RECOMMENDATIONS APPROVED BY THE CITY COUNCIL

WHEREAS, the Council of the City of Modesto has approved the Annual Job Audit recommendations prepared by Ralph Andersen and Associates, and

WHEREAS, the Council of the City of Modesto has approved a complete audit of remaining employees,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the following amendments be made to the Annual Budget of the City of Modesto for FY1987-88 to provide financing for said job audits:

General Fund (Fund No. 010)

| Appropriation Adjustments | | Increase <Decrease> |
|---|---|---|
| Agy/Org/Object | Description | Amount |
| 020 0222 0110 | Salaries & Wages, Regular | $2,868 |
| 120 1222 0110 | " " | 9,828 |
| 120 1242 0110 | " " | 6,270 |
| 140 1401 0110 | " " | 2,634 |
| 160 1601 0110 | " " | 4,938 |
| 180 1822 0110 | " " | 1,962 |
| 190 1921 0110 | " " | 6,075 |
| 190 1941 0110 | " " | 1,689 |
| 310 3112 0110 | " " | 10,671 |
| 330 3313 0110 | " " | 861 |

| Agy/Org/Object | Description | Amount |
|---|---|---|
| 410 4112 0110 | " " | 54,408 |
| 420 4212 0110 | " " | 34,254 |
| 440 4412 0110 | " " | 17,859 |
| 450 4512 0110 | " " | 33,027 |
| 480 4801 0110 | " " | 7,047 |
| 020 0222 0130 | Overtime | 264 |
| 160 1601 0130 | " | 30 |
| 190 1921 0130 | " | 30 |
| 310 3112 0130 | " | 69 |
| 330 3313 0130 | " | 21 |
| 410 4112 0130 | " | 387 |
| 420 4212 0130 | " | 438 |
| 440 4412 0130 | " | 894 |
| 450 4512 0130 | " | 1,938 |
| 020 0222 0160 | PERS Contribution | 642 |
| 120 1222 0160 | " " | 2,178 |
| 120 1242 0160 | " " | 1,392 |
| 140 1401 0160 | " " | 579 |
| 160 1601 0160 | " " | 1,098 |
| 180 1822 0160 | " " | 435 |
| 190 1921 0160 | " " | 1,350 |
| 190 1941 0160 | " " | 375 |
| 310 3112 0160 | " " | 1,404 |
| 330 3313 0160 | " " | 192 |

| Agy/Org/Object | Description | Amount |
|---|---|---|
| 410 4112 0160 | " " | 12,048 |
| 420 4212 0160 | " " | 7,587 |
| 440 4412 0160 | " " | 3,957 |
| 450 4512 0160 | " " | 7,314 |
| 480 4801 0160 | " " | 1,563 |
| 020 0222 0161 | Deferred Compensation | 30 |
| 120 1222 0161 | " " | 99 |
| 120 1242 0161 | " " | 63 |
| 140 1401 0161 | " " | 27 |
| 160 1601 0161 | " " | 51 |
| 180 1822 0161 | " " | 21 |
| 190 1921 0161 | " " | 63 |
| 190 1941 0161 | " " | 18 |
| 310 3112 0161 | " " | 108 |
| 330 3313 0161 | " " | 9 |
| 410 4112 0161 | " " | 546 |
| 420 4212 0161 | " " | 345 |
| 440 4412 0161 | " " | 180 |
| 450 4512 0161 | " " | 333 |
| 480 4801 0161 | " " | 72 |
| 800 8000 8003 | Contingency Reserve | <292,541> |
| 020 0222 0235 | Services, Prof. & Other | 50,000 |

| Agy/Org/Object | Description | Amount |
|---|---|---|
| 410 4112 0160 | " " | 12,048 |
| 420 4212 0160 | " " | 7,587 |
| 440 4412 0160 | " " | 3,957 |
| 450 4512 0160 | " " | 7,314 |
| 480 4801 0160 | " " | 1,563 |
| 020 0222 0161 | Deferred Compensation | 30 |
| 120 1222 0161 | " " | 99 |
| 120 1242 0161 | " " | 63 |
| 140 1401 0161 | " " | 27 |
| 160 1601 0161 | " " | 51 |
| 180 1822 0161 | " " | 21 |
| 190 1921 0161 | " " | 63 |
| 190 1941 0161 | " " | 18 |
| 310 3112 0161 | " " | 108 |
| 330 3313 0161 | " " | 9 |
| 410 4112 0161 | " " | 546 |
| 420 4212 0161 | " " | 345 |
| 440 4412 0161 | " " | 180 |
| 450 4512 0161 | " " | 333 |
| 480 4801 0161 | " " | 72 |
| 800 8000 8003 | Contingency Reserve | <292,541> |
| 020 0222 0235 | Services, Prof. & Other | 50,000 |

| Agy/Org/Object | Description | Amount |
|---|---|---|
| | Sewer Service Fund (Fund No. 621) | |
| 480 5213 0110 | Salaries, Regular | 26,796 |
| 480 5213 0130 | Overtime | 426 |
| 480 5213 0160 | PERS Contribution | 5,934 |
| 480 5213 0161 | Deferred Compensation | 270 |
| 480 5216 0110 | Salaries, Regular | 14,826 |
| 480 5216 0130 | Overtime | 609 |
| 480 5216 0160 | PERS Contribution | 3,285 |
| 480 5216 0161 | Deferred Compensation | 150 |
| 800 8000 8003 | Contingency Reserve | <52,296> |
| | Airport Fund (Fund No. 631) | |
| 480 5412 0110 | Salaries, Regular | 5,796 |
| 480 5412 0160 | PERS Contribution | 1,284 |
| 480 5412 0161 | Deferred Compensation | 60 |
| 800 8000 8003 | Contingency Reserve | <7,140> |

BE IT FURTHER RESOLVED that the Director of Finance is hereby authorized to take necessary action to implement the provisions of this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of July, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-534

A RESOLUTION APPROVING AMENDED AGREEMENT BETWEEN THE CITY OF MODESTO AND RALPH ANDERSEN AND ASSOCIATES FOR FURTHER POSITION AUDITING NOT IN THE ORIGINAL STUDY

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the amended agreement between the City of Modesto and Ralph Andersen and Associates for further position auditing not in the original study

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of July, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-535

A RESOLUTION AUTHORIZING THE DIRECTOR OF PARKING AND TRAFFIC TO ADVERTISE FOR REQUEST FOR PROPOSALS TO LEASE THE LOWER LEVEL OF THE 11TH AND K STREET PARKING GARAGE

WHEREAS, an interest has been expressed in leasing the 33-space lower level of the City of Modesto's parking garage at 11th and K Streets for parking; and

WHEREAS, the City Council desires that requests for proposals for the lease of the parking garage be submitted by interested parties.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Parking and Traffic is hereby authorized to proceed with the advertisement for request for proposals for the lease of the lower level of the 11th and K Street parking garage, to be received at the Parking and Traffic Department on July 21, 1987 by 11:00 a.m.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of July, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton , was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-536

A RESOLUTION GRANTING THE APPEAL OF MID-VALLEY ENGINEERING, INC., ON BEHALF OF GRANT CONSTRUCTION CO., INC. TO REZONE PROPERTY FROM P-D(390) TO P-D(426), PROPERTY LOCATED ON THE EAST SIDE OF TEMESCAL DRIVE NORTH OF MERLE AVENUE, AND OVERRULING THE DECISION OF THE PLANNING COMMISSION.

WHEREAS, the City Council, by Ordinance No. 1879-C.S. which was introduced on September 11, 1979, finally adopted on September 27, 1979, and which became effective on October 27, 1979, amended Section 14-3-9 of the Zoning Map to reclassify from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(242), property located on the west side of Roselle Avenue extended between Floyd Avenue and Merle Avenue, to allow an 879 unit, one and two-story residential condominium and apartment complex, and

WHEREAS, City Council Resolution No. 79-966 was adopted on September 11, 1979, and approved the development plan containing the conditions of approval and the development schedule specifying construction to be in four phases, and

WHEREAS, the City Council, by Ordinance No. 2186-C.S. effective June 9, 1983, amended Section 14-3-9 of the Zoning Map to rezone a portion of Planned Development Zone, P-D(242), to Low Density Residential Zone, R-1, property located on the south side of Floyd Avenue, the north side of Merle Avenue and the west side of Roselle Avenue extended, and

WHEREAS, the City Council, by Ordinance No. 2380-C.S. which was introduced on November 5, 1985, finally adopted on November 12, 1985, and which became effective on December 12, 1985, amended Section 14-3-9 of the Zoning Map to rezone from Planned Development Zone, P-D(242), to Planned

Development Zone, P-D(390), property located at the northeast corner of Merle Avenue and Temescal Drive, and

WHEREAS, a verified application for an amendment to Section 14-3-9 of the Zoning Map was filed by Grant Construction Co., Inc. on March 30, 1987, to reclassify from Planned Development Zone, P-D(390), to Planned Development Zone, P-D, to allow an "offset" zero lot line single family subdivision, property located on the east side of Temescal Drive north of Merle Avenue, described as follows:

> All that certain real property being Lot "A" and Lot "B" of Orchard Grove No. 1, as shown on the map filed in Volume 29 of Maps, at Page 97, Stanislaus County Records, lying in the East half of Section 14, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, City of Modesto, State of California, more particularly described as follows:
>
> COMMENCING at the Southeast corner of said Lot "A", said corner also being a point on the North right-of-way line of Merle Avenue; thence North 89 degrees 32'10" West along said North right-of-way line of Merle Avenue, 169.73 feet to the beginning of a tangent curve, concave to the northeast, having a radius of 15.00 feet and a central angle of 89 degrees 08'15"; thence Northwesterly along the arc of said curve, 23.34 feet to a point on the East right-of-way line of Temescal Drive; thence North 0 degrees 23'55" West along said East right-of-way line of Temescal Drive, 1268.06 feet to the beginning of a tangent curve concave to the Southeast, having a radius of 15.00 feet and a central angle of 90 degrees 50'14"; thence northeasterly along the arc of said curve, 23.78 feet to a point on the south right-of-way line of Belharbour Drive; thence South 89 degrees 33'41" East along said South right-of-way line of Belharbour Drive, 611.17 feet to the Northeast corner of said Lot "B"; thence South 0 degrees 24'33" East along the East line of said Lot "B", 1098.38 feet to the Southeast corner of said Lot "B"; thence North 89 degrees 31'48" West along the South line of said Lot "B", 442.13 feet to the Southwest corner of said Lot "B"; thence South 0 degrees 24'26" East, 200.00 feet to the point of beginning of this description.
>
> Including the southerly 40.00 feet of Belharbour Drive immediately adjacent to above mentioned Lot "B".
>
> Also including the easterly 30.00 feet of Temescal Drive immediately adjacent to above mentioned Lots "A" and "B".

Also including the northerly 30.00 feet of Merle Avenue immediately adjacent to above mentioned Lot "A".

and

WHEREAS, a public hearing was held by the Planning Commission on May 4, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, at which hearing evidence both oral and documentary was received and considered, and

WHEREAS, after considering said evidence, the Planning Commission found and determined that rezoning the property as requested is not required by public necessity, convenience and general welfare for the reasons set forth in Planning Commission Resolution No. 87-75, and

WHEREAS, an appeal of the Planning Commission's denial of the request to rezone the property was filed with the Office of the City Clerk by Mid-Valley Engineering, Inc. on behalf of Grant Construction Co., Inc. by letter dated May 18, 1987, and

WHEREAS, said appeal was set for a public hearing before the City Council at its regular meeting place in the City Council Chambers in the City Hall, 801 11th Street, Modesto, California, on June 9, 1987, and continued to July 7, 1987, at 4:00 p.m., and

WHEREAS, after hearing evidence, both oral and documentary, the Council found and determined that said appeal to the denial of the requested rezoning of the property from Planned Development Zone, P-D(390), to Planned Development Zone, P-D(426), should be granted for the following reasons:

1. The proposed P-D zone provides for a residential density that conforms to that established by earlier zoning patterns for this neighborhood.

2. The proposed P-D zone provides a subdivision "zipper lot" design that is innovative and makes good use of the land.

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

SECTION 1. APPEAL GRANTED. The appeal of Mid-Valley Engineering, Inc. on behalf of Grant Construction Co., Inc. to reclassify the property described above from Planned Development Zone, P-D(390), to Planned Development Zone, P-D(426), is hereby granted and the decision of the Planning Commission is overruled for the reasons set forth above.

SECTION 2. DEVELOPMENT PLAN. The development plan for Planned Development Zone, P-D(426), is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan and floor plans titled "Site Plan to Accompany Planned Development for Orchard Grove" as amended in red, stamped approved by the City Council on July 7, 1987.

2. Prior to the issuance of a building permit, a landscaping and irrigation plan shall be approved by the Director of Parks and Recreation. Landscaping and the irrigation system shall be installed and maintained in accordance with the approved plan. All front and side-street yard landscaping and irrigation systems shall be installed and maintained by the developer and homeowners' association, respectively.

3. Fences or walls shall be constructed prior to occupancy and shall be as follows:

   Seven-foot double sided wood, stucco, or masonry wall or fence around all patios and side and rear yards. No fencing over 42 inches high shall encroach closer to a street than its adjoining dwelling.

4. All landscaping, fences, and walls shall be maintained and the premises shall be kept free of weeds, trash, and other debris.

5. The Merle Avenue, Temescal Drive, and Belharbour Drive frontages shall be improved to collector street standards prior to the occupancy of any structures or when requested by the

Director of Engineering Services to alleviate a health, safety, or traffic problem in the area.

6. Prior to issuance of a building permit, improvement plans for required improvements shall be prepared by a registered civil engineer and approved by the Director of Engineering Services. Improvements shall be constructed in accordance with the approved plans.

7. All private streets and parking areas shall be constructed in accordance with the standard structural section for residential streets as contained in the City of Modesto Standard Specifications.

8. Irrigation lines shall be removed, relocated, or protected as required by the Modesto Irrigation District and the Director of Engineering Services. Easements for irrigation lines to remain shall be dedicated.

9. Drainage shall be provided as required by the Director of Engineering Services. Storm drainage fees as established for the Orchard Storm Drain Area and Belharbour Connection Fees shall be paid by the developer prior to recording the final subdivision map, with credit given for these fees paid for Orchard Grove No. 1 through 8. Canal crossing fees shall be paid with building permits for the Roselle-Lakewood crossing of M.I.D. Lateral No. 3.

10. All utilities shall be underground and cable television service shall be stubbed into all units.

11. Prior to the issuance of a building permit for any structure, a final subdivision map shall be recorded.

12. Prior to issuance of a building permit, the developer shall show on the plans submitted to Building Inspection all fire hydrants as required by the Fire Chief. All hydrants required by the Fire Chief shall be installed and operable prior to construction of any structures.

SECTION 3. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned Development Zone, P-D(426):

That all development shall be in one phase, construction to start on or before July 1, 1987, and completion to be by July 1, 1990.

SECTION 4. CHANGES IN DEVELOPMENT PLAN. Any changes in the above-approved development plan shall be made in accordance with the provisions of Section 10-2.1709 of the Modesto Municipal Code.

SECTION 5. COMPLIANCE WITH CODE PROVISIONS, ETC. In all other respects said planned development shall be accomplished in accordance with and in strict adherence to the provisions of Article 17 of Title X of the Modesto Municipal Code relating to Planned Development Zones and other applicable City laws, rules, regulations and procedures.

SECTION 6. EFFECTIVE DATE. The development plan and development schedule for Planned Development Zone, P-D(426), set forth in Sections 1 and 2 above, shall not become effective unless and until Ordinance No. 2523-C.S., introduced on the 7th day of July, 1987, reclassifying the property to Planned Development Zone, P-D(426), becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of July, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

APPROVED AS TO DESCRIPTION:

By William Brooks
Department of Planning and Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 87-53 7

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION MAP 14-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON FROM P-D(390) TO P-D(426). (GRANT CONSTRUCTION)

WHEREAS, on July 7, 1987, the City Council introduced Ordinance No. 2523-C.S. giving approval to a project relating to an amendment to Section Map 14-3-9 of the Zoning Map of the City of Modesto to reclassify from Planned Development Zone, P-D(390), to Planned Development Zone, P-D(426), property located on the east side of Temescal Drive north of Merle Avenue, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to an amendment to Section Map 14-3-9 of the Zoning Map of the City of Modesto to reclassify from Planned Development Zone, P-D(390), to Planned Development Zone, P-D(426), property located on the east side of Temescal Drive north of Merle Avenue.



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The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of July, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney



98CA

MODESTO CITY COUNCIL
RESOLUTION NO. 87-538

A RESOLUTION GRANTING THE APPEAL OF MID-VALLEY ENGINEERING ON BEHALF OF GRANT CONSTRUCTION CO., INC. TO THE DECISION OF THE PLANNING COMMISSION DENYING A VESTING TENTATIVE MAP FOR ORCHARD GROVE SUBDIVISION, AND APPROVING SAID MAP.

WHEREAS, the vesting tentative map of the Orchard Grove Subdivision was filed in the office of the Secretary of the Planning Commission on March 30, 1987, in accordance with the provisions of Section 4-4.401 of the Modesto Municipal Code, and

WHEREAS, said vesting tentative map was filed in conjunction with an application to rezone from Planned Development Zone, P-D(390), to a new P-D zone to allow this special small lot project, and

WHEREAS, a public hearing was held by the Planning Commission on May 11, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, at which hearing evidence both oral and documentary was received and considered, and

WHEREAS, at said hearing the Planning Commission, by Resolution No. 87-76, found and determined that the vesting tentative map of Orchard Grove Subdivision accepted for filing in the office of the Secretary of the Planning Commission on March 30, 1987, should be denied for the reason set forth in said Planning Commission resolution, and

WHEREAS, an appeal to the decision of the Planning Commission denying said vesting tentative map for Orchard Grove Subdivision, was filed with the City Clerk by Mid-Valley Engineering on behalf of Grant Construction Co., Inc. by letter dated May 18, 1987, and

WHEREAS, said appeal was set for public hearing before the Council of the City of Modesto at its regular meeting place located in the Council Chambers in the City Hall, 801 11th Street, Modesto, California, at 7:30 p.m. on June 9, 1987, and continued to July 7, 1987, and

WHEREAS, at said meeting, after hearing evidence both oral and documentary, the Council of the City of Modesto found and determined that the appeal of Mid-Valley Engineering filed on behalf of Grant Construction Co., Inc. to the decision of the Planning Commission denying approval of the vesting tentative map of Orchard Grove Subdivision, should be granted for the following reason and the decision of the Planning Commission should be overruled:

> The vesting tentative subdivision map conforms to the Planned Development Zone, P-D(426), also being granted by the City Council, which specifically provides for the development reflected in the map.

and

WHEREAS, at said meeting, the Council reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the proposed vesting tentative map,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby finds and determines as follows:

1. That the proposed subdivision map, together with the provisions for its design and improvements, is consistent with the General Plan and applicable specific plans of the City of Modesto and the Subdivision Map Act of the State of California.

2. That the discharge of waste as a result of the proposed subdivision into the existing sewer system will not result in a violation of existing requirements by the California Regional Water Quality Control Board pursuant to Division 7 (commencing with Section 13000) of the Water Code of the State of California.

BE IT FURTHER RESOLVED by the Council that the appeal of Mid-Valley Engineering filed on behalf of Grant Construction Co., Inc. to the decision of the Planning Commission denying approval of the vesting tentative map of Orchard Grove Subdivision, is hereby granted and the decision of the Planning Commission is overruled for the reason set forth above.

BE IT FURTHER RESOLVED that the vesting tentative map of the Orchard Grove Subdivision which was accepted for filing in the office of the Secretary of the Planning Commission on March 30, 1987, be and it is hereby approved as submitted and as shown in red on the face of the map and subject to the following conditions:

1. That all subdivision improvements shall be constructed in accordance with City of Modesto Standard Specifications and as required by the Director of Engineering Services pursuant to improvement plans.

2. Prior to recordation of a final map, the developer shall obtain street name clearance from the Planning Department of Stanislaus County to avoid duplication.

3. That irrigation lines within the subdivision shall be removed, protected, or relocated as required by the Modesto Irrigation District and the Director of Engineering Services. Appropriate easements for irrigation lines to remain shall be dedicated as necessary.

4. That prior to City Council approval of a final subdivision map the subdivider shall submit for approval by the City Attorney the articles of incorporation and bylaws, as well as all covenants, conditions, and restrictions which are to be recorded to create a Homeowners' Association which shall guarantee continued maintenance of common facilities in the development. Said documents shall be recorded concurrently with the final subdivision map.

5. That the covenants, conditions and restrictions pertaining to the development shall provide, among other things, that utility service equipment and facilities may be installed on or through dwelling units to serve other dwelling units in the project as required by utility companies serving the project, and that said utility companies shall have a right of access to all lots and buildings where necessary to perform necessary maintenance and repair.

6. That public utility easements, including a blanket easement over the common area, as required by the utility companies serving the project shall be dedicated by the final map.

7. That provisions for water and sanitary sewer services to individual units shall be made in a manner to be approved by the Director of Engineering. Maintenance of all sanitary sewers outside the public street rights-of-way in the common areas shall be by the Homeowners' Association.

8. That a final map shall not be recorded until such time as appropriate P-D Zoning to allow the proposed development is granted by the City Council and is in effect.

9. That the subdivider shall defend, indemnify, and hold harmless the City of Modesto or its agents, officers, and employees from any claim, action, or proceeding against the City of Modesto or its agents, officers, or employees to attack, set aside, void, or annul, an approval of the City of Modesto or its advisory agency, appeal board, or legislative body concerning a subdivision, which action is brought within the time period provided for in Section 66499.37 of the Government Code of the State of California. The City of Modesto shall promptly notify the subdivider of any claim, action, or proceedings and shall cooperate fully in the defense.

10. That storm drainage fees as established for the Orchard Park Storm Drainage Area and Belharbour Connection Fees shall be paid by the developer prior to recording the final subdivision map, with credit given for these fees paid for Orchard Grove No. 1 through 8. Canal crossing fees shall be paid with building permits for the Roselle-Lakewood crossing of M.I.D. Lateral No. 3.

BE IT FURTHER RESOLVED by the Council of the City of Modesto that the Secretary of the Planning Commission is hereby directed to file with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the proposed subdivision.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of July, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-539

A RESOLUTION GRANTING THE APPEAL OF MID-VALLEY ENGINEERING, INC. ON BEHALF OF GRANT CONSTRUCTION CO., INC. TO THE DECISION OF THE PLANNING COMMISSION DENYING A VESTING TENTATIVE PARCEL MAP OF PROPERTY LOCATED ON THE EAST SIDE OF TEMESCAL DRIVE NORTH OF MERLE AVENUE, AND APPROVING SAID VESTING TENTATIVE PARCEL MAP.

WHEREAS, the tentative parcel map of property located on the east side of Temescal Drive north of Merle Avenue was filed in the office of the Secretary of the Planning Commission on March 30, 1987, in accordance with the provisions of Section 4-4.502 of the Modesto Municipal Code, and

WHEREAS, the parcel map was filed as a quicker means of creating small lots to contain model homes pursuant to a development called Orchard Grove, which included both a rezoning from Planned Development Zone, P-D(390), to new P-D zone and the vesting tentative subdivision map called Orchard Grove, and

WHEREAS, a public hearing was held by the Planning Commission on May 11, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, at which hearing evidence, both oral and documentary, was received and considered, and

WHEREAS, the Planning Commission, at its meeting on May 11, 1987, considered said tentative parcel map, and by its Resolution No. 87-77, denied approval of said tentative parcel map of property located on the east side of Temescal Drive north of Merle Avenue for the reason set forth in Planning Commission Resolution No. 87-77, and

WHEREAS, an appeal to the Planning Commission's decision denying said tentative parcel map of property located on the east side of Temescal

Drive north of Merle Avenue was filed by Mid-Valley Engineering, Inc. on behalf of Grant Construction Co., Inc. with the office of the City Clerk of the City of Modesto by letter dated May 18, 1987, and

WHEREAS, said appeal was set for public hearing before the City Council on June 9, 1987, and continued to July 7, 1987 at 4:00 p.m., in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, and

WHEREAS, at said meeting, after hearing evidence, both oral and documentary, the Council found and determined that the appeal of Mid-Valley Engineering, Inc. on behalf of Grant Construction Co., Inc. to the decision of the Planning Commission denying the tentative parcel map of property located on the east side of Temescal Drive north of Merle Avenue, should be granted, and the decision of the Planning Commission should be overruled.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the appeal filed by Mid-Valley Engineering, Inc. on behalf of Grant Construction Co., Inc. to the decision of the Planning Commission denying the tentative parcel map of property located on the east side of Temescal Drive north of Merle Avenue be approved, and the decision of the Planning Commission denying approval of said tentative parcel map be overruled.

BE IT FURTHER RESOLVED by the Council that it hereby finds and determines as follows:

1. That the proposed parcel map, together with the provisions for its design and improvements, is consistent with the General Plan and applicable specific plans of the City of Modesto and the Subdivision Map Act of the State of California.

2. That the discharge of waste as a result of the proposed parcel map into the existing sewer system will not result in a violation of existing requirements by the California Regional Water Quality Control Board pursuant to Division 7 (commencing with Section 13000) of the Water Code of the State of California.

BE IT FURTHER RESOLVED by the Council that the tentative parcel map of property located on the east side of Temescal Drive north of Merle Avenue, accepted for filing in the Office of the Secretary of the Planning Commission on March 30, 1987, be and it is hereby approved as submitted, subject to the following conditions:

1. That the Merle Avenue, Temescal Drive, and Belharbour Drive frontages shall be improved to collector street standards in accordance with City of Modesto Standard Specifications.

2. That improvement plans for required improvements shall be prepared by a registered civil engineer and submitted for approval by the Director of Engineering Services. All improvements shall be constructed in accordance with the approved plans.

3. That street improvements shall be completed as required by the Municipal Code in conjunction with property development or by not later than July 7, 1989, whichever occurs first.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of July, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-540

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR PLANNED DEVELOPMENT ZONE, P-D(421). (ED POWELL - CITY TIRE)

WHEREAS, a verified application for an amendment to Section 21-3-9 of the Zoning Map was filed by Ed Powell on April 8, 1987, to reclassify from Neighborhood Commercial Zone, C-1, and General Commercial Zone, C-2, to Planned Development Zone, P-D, to allow expansion of a retail auto tire and accessory sales and services facility, property located on the northeast corner of McHenry Avenue and Roseburg Avenue, described as follows:

> All that certain real property situate in a portion of the Southwest quarter of the Northwest quarter of Section 21, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, in the City of Modesto, County of Stanislaus, State of California, described as follows:
>
> C-2 Property
>
> The West one half (1/2) of Lot 16 of Mensinger Colony, according to the map thereof, filed in the Office of the County Recorder of Stanislaus County, California on May 18, 1909, in Volume 4 of Maps at Page 25, excepting therefrom the Southerly 225 feet of the Easterly 75 feet of said West one half of Lot 16.
>
> C-1 Property
>
> The Southerly 225 feet of the Easterly 75 feet of the aforesaid West one half of aforesaid Lot 16.

and

WHEREAS, after a public hearing held on May 18, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, it was found and determined by the Planning Commission, by its Resolution No. 87-86, that rezoning of the property as requested is required by public necessity, convenience and general welfare for the following reasons:

1. The proposal provides for expansion and upgrading of an existing retail sales and service facility.

2. The P-D Zone will eliminate nonconformance with the C-1 zoned area.

3. Adequate parking for the proposed uses, including storage area, will be provided.

and

WHEREAS, after a public hearing held on July 7, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of Ed Powell for a Planned Development Zone should be granted as consonant with public necessity, convenience and general welfare for the reasons set forth in Planning Commission Resolution No. 87-86 and quoted above, and

WHEREAS, the Council has introduced Ordinance No. 2524-C.S. on the 7th day of July, 1987, reclassifying the above-described property from Neighborhood Commercial Zone, C-1, and General Commercial Zone, C-2, to Planned Development Zone, P-D(421).

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

SECTION 1. DEVELOPMENT PLAN. The development plan for Planned Development Zone, P-D(421), is hereby approved subject to the following conditions:

1. All development shall conform to the plot plans titled "City Tire Sales, Inc." as amended in red, stamped approved by the Planning Commission on May 18, 1987.

2. Prior to the issuance of a building permit, a landscaping and irrigation plan for those added landscaped areas shall be approved by the Director of Parks and Recreation. Landscaping and the irrigation system shall be installed and maintained in accordance with the approved plan.

3. All landscaping, fences, and walls shall be maintained and the premises shall be kept free of weeds, trash, and other debris.

4. Drainage shall be provided as required by the Director of Engineering Services.

5. Trash bins shall be kept in enclosures in accordance with the approved plan, and shall be constructed of building materials consistent with those used in the major buildings as approved by the Director of Planning and Community Development.

6. All signs shall comply with the sign requirements of the C-2 Zone.

7. In conjunction with Phase I, prior to occupancy of any new buildings, the following modifications to curbcuts shall be made:

   a. The northern most existing curbcut on McHenry Avenue may remain without modification except marked with a sign for "Right Turn Only." The next southerly curbcut shall be located as shown on the Phase II plan and shall be widened to 41 feet. The third curbcut from the north may remain. The curbcut closest to Roseburg Avenue shall be removed.

   b. The eastern most existing curbcut on Roseburg Avenue may remain without modification. The next westerly curbcut shall be located as shown on the Phase II plan and shall be widened to 41 feet. No other curbcuts shall be permitted on Roseburg Avenue.

8. Prior to issuance of a building permit, the developer shall show on the plans submitted to Building Inspection all fire hydrants as required by the Fire Chief. All hydrants required by the Fire Chief shall be installed and operable prior to construction of any structures.

9. The applicant shall submit revised plot plans showing all changes required by the Planning Commission prior to the City Council hearing. All development shall conform to these revised plans as amended in red, stamped approved by the Planning Commission on May 18, 1987.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned Development Zone, P-D(421):

That the construction program be accomplished in two phases:

Phase I, the two storage buildings and one service building, construction to start on or before May 18, 1989; completion to be by May 18, 1990.

Phase II, the free-standing commercial building, construction to start on or before May 18, 1990; completion to be by May 18, 1991.

SECTION 3. CHANGES IN DEVELOPMENT PLAN. Any changes in the above-approved development plan shall be made in accordance with the provisions of Section 10-2.1709 of the Modesto Municipal Code.

SECTION 4. COMPLIANCE WITH CODE PROVISIONS, ETC. In all other respects said planned development shall be accomplished in accordance with and in strict adherence to the provisions of Article 17 of Title X of the Modesto Municipal Code relating to Planned Development Zones and other applicable City laws, rules, regulations and procedures.

SECTION 5. EFFECTIVE DATE. This resolution shall not become effective unless and until the ordinance reclassifying the above-described property to Planned Development Zone, P-D(421), becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of July, 1987, by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, City Attorney

APPROVED AS TO DESCRIPTION:

By
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 87-541

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION MAP 21-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON FROM C-1 AND C-2 TO P-D(421). (ED POWELL - CITY TIRE)

WHEREAS, on July 7, 1987, the City Council introduced Ordinance No. 2524-C.S. giving approval to a project relating to an amendment to Section Map 21-3-9 of the Zoning Map of the City of Modesto to reclassify from Neighborhood Commercial Zone, C-1, and General Commercial Zone, C-2, to Planned Development Zone, P-D(421), property located on the northeast corner of Mchenry Avenue and Roseburg Avenue, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to an amendment to Section Map 21-3-9 of the Zoning Map of the City of Modesto to reclassify from Neighborhood Commercial Zone, C-1, and General Commercial Zone, C-2, to Planned Development Zone, P-D(421), property located on the northeast corner of McHenry Avenue and Roseburg Avenue.



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The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of July, 1987, by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney



98CA

MODESTO CITY COUNCIL
RESOLUTION NO. 87-542

A RESOLUTION GRANTING THE APPEAL OF DELAMARE-FULTZ ON BEHALF OF LEE NEWELL TO THE DECISION OF THE PLANNING COMMISSION DENYING A VESTING TENTATIVE MAP FOR DUTCH FAIRE II SUBDIVISION, AND APPROVING SAID MAP.

WHEREAS, the vesting tentative map of the Dutch Faire II Subdivision was filed in the office of the Secretary of the Planning Commission on April 27, 1987, in accordance with the provisions of Section 4-4.401 of the Modesto Municipal Code, and

WHEREAS, copies of said tentative map have been sent to the Stanislaus Union Elementary School and Modesto High School Districts, and Modesto Irrigation District, the local utility companies, and the City Engineering Services and Parking and Traffic Departments, and

WHEREAS, city services, including sewer and water facilities, are available, and

WHEREAS, the area can be served by elementary schools in the Stanislaus Union School District and by Fire Station No. 6 at Hahn Drive and Standiford Avenue, 2 miles distant, and

WHEREAS, a public hearing was held by the Planning Commission on June 8, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, at which hearing evidence both oral and documentary was received and considered, and

WHEREAS, at said hearing the Planning Commission, by Resolution No. 87-100, found and determined that the vesting tentative map of Dutch Faire II Subdivision accepted for filing in the office of the Secretary of the Planning Commission on April 27, 1987, should be denied for the reasons set forth in said Planning Commission resolution, and

WHEREAS, an appeal to the decision of the Planning Commission denying said vesting tentative map for Dutch Faire II Subdivision, was filed with the City Clerk by Delamare-Fultz on behalf of Lee Newell, by letter dated June 9, 1987, and

WHEREAS, said appeal was set for public hearing before the Council of the City of Modesto at its regular meeting place located in the Council Chambers in the City Hall, 801 11th Street, Modesto, California, at 4:00 p.m. on July 7, 1987, and

WHEREAS, at said meeting, after hearing evidence both oral and documentary, the Council of the City of Modesto found and determined that the appeal of Delamare-Fultz filed on behalf of Lee Newell to the decision of the Planning Commission denying approval of the vesting tentative map of Dutch Faire II Subdivision, should be granted for the following reasons and the decision of the Planning Commission should be overruled:

1. Information presented by the City's Parks Consultant indicates that the park site at the corner of Cheyenne Way and Carver Road is the superior location.

2. The subdivider will provide full street development adjacent to the school and park site.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby finds and determines as follows:

1. That the proposed subdivision map, together with the provisions for its design and improvements, is consistent with the General Plan and applicable specific plans of the City of Modesto and the Subdivision Map Act of the State of California.

2. That the discharge of waste as a result of the proposed subdivision into the existing sewer system will not result in a violation of existing requirements by the California Regional Water Quality Control Board pursuant to Division 7 (commencing with Section 13000) of the Water Code of the State of California.

BE IT FURTHER RESOLVED by the Council that the appeal of Delamare-Fultz filed on behalf of Lee Newell to the decision of the Planning Commission denying approval of the vesting tentative map of Dutch Faire II Subdivision, is hereby granted and the decision of the Planning Commission is overruled for the reasons set forth above.

BE IT FURTHER RESOLVED that the vesting tentative map of the Dutch Faire II Subdivision which was accepted for filing in the office of the Secretary of the Planning Commission on April 27, 1987, be and it is hereby approved as submitted and as shown in red on the face of the map and subject to the following conditions:

1. That the subdivision area shall be annexed to the City within one year and prior to the recording of the final map.

2. That direct vehicular and pedestrian access between M.I.D. Lateral Nos. 6 and 7 and the adjacent subdivision lots shall be denied by appropriate notes on the final map.

3. That a solid decorative masonry wall at least six feet in height shall be constructed adjacent to subdivision lots along the south and east line of M.I.D. Lateral Nos. 6 and 7 subject to the clear vision requirements of Section 10-2.2314 of the Municipal Code.

4. That Patton Drive shall be constructed to at least 40-foot part-width residential street standards.

5. That all subdivision improvements shall be constructed in accordance with City of Modesto Standard Specifications and as required by the Director of Engineering Services pursuant to improvement plans.

6. That street barricades shall be constructed at the end of all deadend streets as required by the Director of Engineering Services pursuant to improvement plans.

7. That public utility easements as required by the utility companies serving the subdivision shall be dedicated by the final map.

8. That irrigation lines within the subdivision shall be removed, protected, or relocated as required by the Modesto Irrigation District and the Director of Engineering Services. Appropriate easements for irrigation lines to remain shall be dedicated as necessary.

9. That the subdivider shall defend, indemnify, and hold harmless the City of Modesto or its agents, officers, and employees from any claim, action, or proceeding against the City of Modesto or its agents, officers, or employees to attack, set aside, void, or annul, an approval of the City of Modesto or its advisory agency, appeal board, or legislative body concerning a subdivision, which action is brought within the time period provided for in Section 66499.37 of the Government Code of the State of California. The City of Modesto shall promptly notify the subdivider of any claim, action, or proceedings and shall cooperate fully in the defense.

10. That Pacific Bell existing facilities on Carver Road between Snyder Avenue and Cheyenne Way shall be relocated as approved by Pacific Bell engineer and the Director of Engineering Services.

11. That the developer shall deposit $14 per lot to Stanislaus County to be used to pay for the County's share of the cost of the traffic signal at the corner of Pelandale Avenue and Dale Road.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of July, 1987, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-543

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO THE VESTING TENTATIVE MAP FOR DUTCH FAIRE II SUBDIVISION, PROPERTY LOCATED ON THE WEST SIDE OF CARVER ROAD, SOUTH OF SNYDER AVENUE.

WHEREAS, on July 7, 1987, the City Council adopted Resolution No. 87-542 giving approval to a project relating to the granting of the appeal by Delamare-Fultz on behalf of Lee Newell to the decision of the Planning Commission denying a vesting tentative map for Dutch Faire II Subdivision, and approving said map, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to the granting of the appeal by Delamare-Fultz on behalf of Lee Newell to the decision of the Planning Commission denying a vesting tentative map for Dutch Faire II Subdivision, and approving said map.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of July, 1987, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-544

A RESOLUTION GRANTING THE APPEAL OF C & G ENGINEERING ON BEHALF OF MARTIN TEUNISSEN TO THE DECISION OF THE PLANNING COMMISSION DENYING A TIME EXTENSION TO THE DEVELOPMENT SCHEDULE OF P-D(336), A MOBILE HOME PARK CONDOMINIUM, LOCATED ON THE NORTHEAST CORNER OF WHITMORE AVENUE AND USTICK ROAD AND OVERRULING THE DECISION OF THE PLANNING COMMISSION. (MARTIN TEUNISSEN)

WHEREAS, the City Council, by Ordinance No. 2172-C.S., which was introduced on January 25, 1983, and which became effective on March 3, 1983, amended Section Maps 7-4-9 and 8-4-9 of the Zoning Map to reclassify from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(336), property located on the northeast corner of Whitmore Avenue and Ustick Road, and

WHEREAS, the City Council, by Resolution No. 83-44, approved the development schedule for Planned Development Zone, P-D(336), with a development schedule which specified that construction was to be in two phases as follows:

Phase I - Construction to begin on or before January 1, 1984, and be completed by not later than January 1, 1985.

Phase II- Construction to begin on or before January 1, 1986, and be completed by not later than January 1, 1987.

and

WHEREAS, on January 16, 1984, the Planning Commission, by Resolution 84-8, granted a time extension to the development schedule calling for construction of Phase I to begin on or before January 1, 1985, and to be completed by not later than January 1, 1986, and

WHEREAS, a letter was received from CGE Engineering on behalf of the owner of P-D(336), Martin Teunissen, requesting another one-year time

extension to the development schedule, which letter was received by the Secretary of the Planning Commission prior to the expiration date of Phase I, and

WHEREAS, the request was reviewed by the Planning Commission at its regular meeting of February 4, 1985, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, at which meeting evidence both oral and documentary was received and considered, and

WHEREAS, the Planning Commission, by Resolution No. 85-24, adopted on February 4, 1985, found and determined that good cause had not been shown for the requested time extension, and denied said request, and

WHEREAS, by letter dated February 5, 1985, an appeal was filed with the City Council to the decision of the Planning Commission denying a time extension to the development schedule of P-D(336), and

WHEREAS, on February 26, 1985, by Resolution No. 85-111, the City Council, on appeal, overruled the decision of the Planning Commission and granted a one-year time extension to P-D(336) specifying start of construction of Phase 1 to be on or before January 1, 1986, and

WHEREAS, on March 4, 1985, by Resolution No. 85-41, the Planning Commission recommended an amendment to P-D(336) to allow mobile home condominiums development, which amendment was granted by the City Council on April 9, 1985, by Resolution No. 85-204, and

WHEREAS, on January 6, 1986, by Resolution No. 86-13, the Planning Commission granted a six-month extension moving the start of construction to July 1, 1986, and

WHEREAS, a letter was received from Gary R. Hansen of World Real Estate & Development requesting another one-year time extension to the development schedule, and

WHEREAS, the request was reviewed by the Planning Commission at its regular meeting of September 2, 1986, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, at which meeting evidence both oral and documentary was received and considered, and

WHEREAS, the Planning Commission, by Resolution No. 86-143, adopted on September 2, 1986, found and determined that good cause had not been shown for the requested time extension, and denied said request, and

WHEREAS, by letter received September 10, 1986, an appeal was filed with the City Council to the decision of the Planning Commission denying a time extension to the development schedule of P-D(336), and

WHEREAS, on October 7, 1986, by Resolution No. 86-1147, the City Council, on appeal, overruled the decision of the Planning Commission and granted a one-year time extension to P-D(336) specifying start of construction of Phase 1 to be on or before August 4, 1987, and

WHEREAS, David L. Smith of C & G Engineering, requested the Planning Commission to grant another one-year time extension to the development schedule, and

WHEREAS, the Planning Commission, by Resolution No. 87-101, adopted on June 8, 1987, found and determined that good cause had not been shown for the requested time extension, and denied said request, and

WHEREAS, a letter dated June 9, 1987, has been received from Randy Combs of C & G Engineering on behalf of Martin Teunissen, appealing the

decision of the Planning Commission and requesting another one-year time extension to the development schedule, and

WHEREAS, said appeal was set for public hearing before the City Council at its regular meeting place in the Council Chambers in the City Hall, 801 11th Street, Modesto, California on July 7, 1987 at 4:00 p.m., and

WHEREAS, after hearing evidence, both oral and documentary, the Council found and determined that the requested one-year extension to the development schedule of Planned Development Zone, P-D(336) should be granted for the following reason, and the decision of the Planning Commission should be overruled:

> The own-your-own-lot mobile home park concept will assist in providing low-cost housing for the elderly population of Modesto.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that for the reason set forth above, the decision of the Planning Commission denying a time extension to the development schedule of Planned Development Zone, P-D(336), is hereby overruled and a one-year time extension to the development schedule of Planned Development Zone, P-D(336) is hereby granted to read as follows:

Phase I - start of construction to begin on or before August 4, 1988, and to be completed by not later than August 4, 1989.

Phase II- start of construction to begin on or before August 4, 1990, and to be completed by not later than August 4, 1991.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of July, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-545

A RESOLUTION GRANTING THE APPEAL OF C & G ENGINEERING ON BEHALF OF MARTIN TEUNISSEN TO THE DECISION OF THE PLANNING COMMISSION DENYING A TENTATIVE MAP FOR HILLVIEW MOBILE HOME PARK SUBDIVISION, AND APPROVING SAID MAP.

WHEREAS, the tentative map of the Hillview Mobile Home Park Subdivision was filed in the office of the Secretary of the Planning Commission on April 27, 1987, in accordance with the provisions of Section 4-4.401 of the Modesto Municipal Code, and

WHEREAS, said tentative map was filed in conjunction with an application for a time extension for Planned Development Zone, P-D(336), allowing this special mobile home subdivision, and

WHEREAS, a public hearing was held by the Planning Commission on June 8, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, pertaining to both the development schedule of P-D(336) and this subdivision map at which hearing evidence both oral and documentary was received and considered, and

WHEREAS, at said hearing the Planning Commission, by Resolution No. 87-102, found and determined that the tentative map of Hillview Mobile Home Park Subdivision accepted for filing in the office of the Secretary of the Planning Commission on April 27, 1987, should be denied for the reasons set forth in said Planning Commission resolution, and

WHEREAS, an appeal to the decision of the Planning Commission denying said tentative map for Hillview Mobile Home Park Subdivision was filed with the City Clerk by Randy Combs of C & G Engineering on behalf of Martin Teunissen by letter dated June 9, 1987, and

WHEREAS, said appeal was set for public hearing before the Council of the City of Modesto at its regular meeting place located in the Council Chambers in the City Hall, 801 11th Street, Modesto, California, at 4:00 p.m. on July 7, 1987, and

WHEREAS, at said meeting, after hearing evidence both oral and documentary, the Council of the City of Modesto found and determined that the appeal of Randy Combs of C & G Engineering filed on behalf of Martin Teunissen to the decision of the Planning Commission denying approval of the tentative map of Hillview Mobile Home Park Subdivision should be granted for the following reason and the decision of the Planning Commission should be overruled:

> The own-your-own-lot mobile home park concept will assist in providing low-cost housing for the elderly population of Modesto.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby finds and determines as follows:

1. That the proposed subdivision, together with the provisions for its design and improvements, is consistent with the General Plan and applicable specific plans of the City of Modesto and the Subdivision Map Act of the State of California.

2. That the discharge of waste from the proposed subdivision into the existing sewer system will not result in a violation of existing requirements by the California Regional Water Quality Control Board pursuant to Division 7 (commencing with Section 13000) of the Water Code of the State of California.

BE IT FURTHER RESOLVED by the Council that the appeal of Randy Combs of C & G Engineering filed on behalf of Martin Teunissen to the decision of the Planning Commission denying approval of the tentative map of Hillview Mobile Home Park Subdivision is hereby granted for the reason set forth above,

and the decision of the Planning Commission denying said tentative map of Hillview Mobile Home Park Subdivision is hereby overruled.

BE IT FURTHER RESOLVED that the tentative map of Hillview Mobile Home Park Subdivision which was accepted for filing in the office of the Secretary of the Planning Commission on April 27, 1987, be and it is hereby approved as submitted and as shown in red on the face of the map and subject to the following conditions:

1. The subdivider shall improve Whitmore Avenue to a major street standard.

2. The subdivider shall dedicate sufficient right-of-way to widen Ustick Avenue to a 60-foot collector street standard and to realign the street south of Lassen Avenue as shown on the tentative map. The subdivider shall improve the easterly 40 feet of the right-of-way between Whitmore Avenue and Lassen Avenue. Additional widening and improvement for a left turn lane shall be made north of Whitmore Avenue.

3. That all subdivision improvements shall be constructed in accordance with City of Modesto Standard Specifications and as required by the Director of Engineering Services pursuant to improvement plans.

4. That irrigation lines within the subdivision shall be removed, protected, or relocated as required by the Turlock Irrigation District and the Director of Engineering Services. Appropriate easements for irrigation lines to remain shall be dedicated as necessary.

5. That prior to City Council approval of a final subdivision map the subdivider shall submit for approval by the City Attorney the articles of incorporation and bylaws, as well as all covenants, conditions, and restrictions which are to be recorded to create a homeowners' association which shall guarantee continued maintenance of common facilities in the development. Said documents shall be recorded concurrently with the final subdivision map.

6. That public utility easements, including a blanket easement over the private streets as required by the utility companies serving the project, shall be dedicated by the final map.

7. That provisions for water and sanitary sewer services to mobile home lots shall be made in a manner to be approved by the Director of Engineering. Maintenance of all sanitary sewers outside of the public street right of way shall be by the Homeowner's Association.

8. That a final map shall not be recorded unless appropriate P-D zoning to allow the proposed development is in effect.

9. That the subdivider shall defend, indemnify, and hold harmless the City of Modesto or its agents, officers, and employees from any claim, action, or proceeding against the City of Modesto or its agents, officers, or employees to attack, set aside, void, or annul, an approval of the City of Modesto or its advisory agency, appeal board, or legislative body concerning a subdivision, which action is brought within the time period provided for in Section 66499.37 of the Government Code of the State of California. The City of Modesto shall promptly notify the subdivider of any claim, action, or proceedings and shall cooperate fully in the defense.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of July, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-546

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO THE TENTATIVE MAP FOR HILLVIEW MOBILE HOME PARK SUBDIVISION LOCATED ON THE NORTHEAST CORNER OF WHITMORE AVENUE AND USTICK ROAD (MARTIN TEUNISSEN).

WHEREAS, on July 7, 1987, the City Council adopted Resolution No. 87-545 giving approval to a project relating to the tentative map of Hillview Mobile Home Park Subdivision, located on the northeast corner of Whitmore Avenue and Ustick Road, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the proposed Hillview Mobile Home Park Subdivision,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the proposed Hillview Mobile Home Park Subdivision, located on the northeast corner of Whitmore Avenue and Ustick Road.



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The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of July, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney



98CA

MODESTO CITY COUNCIL
RESOLUTION NO. 87-547

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION MAP 14-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON FROM R-2 TO R-1 (FRANCO CONSTRUCTION).

WHEREAS, on July 7, 1987, the City Council introduced Ordinance No. 2525-C.S. giving approval to a project relating to an amendment to Section Map 14-3-9 of the Zoning Map of the City of Modesto to reclassify from Medium Density Residential Zone, R-2, to Low Density Residential Zone, R-1, property located on the west side of Orchard Park Way and south of Floyd Avenue, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to an amendment to Section Map 14-3-9 of the Zoning Map of the City of Modesto to reclassify from Medium Density Residential Zone, R-2, to Low Density Residential Zone, R-1, property located on the west side of Orchard Park Way and south of Floyd Avenue.



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The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of July, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney



98CA

MODESTO CITY COUNCIL
RESOLUTION NO. 87-548

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR RESURFACING OF TULLY ROAD BETWEEN LEONARD AVENUE AND BRIGGSMORE AVENUE

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

SECTION 1. The plans and specifications for the resurfacing of Tully Road between Leonard Avenue and Briggsmore Avenue copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on July 21, 1987 at 11:15 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of July, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-549

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE RESTROOM ADDITION FOR THE BOY SCOUT CLUBHOUSE IN ENSLEN PARK

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

SECTION 1. The plans and specifications for the restroom addition for the Boy Scout Clubhouse in Enslen Park

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on July 28, 1987 at 11:10 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of July, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-550

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE POLICE SHOP BUILDING DOOR MODIFICATION

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

SECTION 1. The plans and specifications for the Police shop building door modification

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on July 28, 1987, at 11:00 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of July, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-551

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR IMPROVEMENTS TO FIRE STATION NO. 5 - HEATING AND COOLING SYSTEM

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

SECTION 1. The plans and specifications for improvements to Fire Station No. 5 - hearing and cooling system

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on July 28, 1987, at 11:05 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of July, 19 87, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-552

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE SYLVAN AVENUE OVERLAY FROM COFFEE ROAD TO PALMWOOD DRIVE

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

SECTION 1. The plans and specifications for the Sylvan Avenue overlay from Coffee Road to Palmwood Drive

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on July 21, 1987 at 11:05 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of July, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-553

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE RELOCATION OF FUEL VAULTS AT THE REMOTE SEWER PONDS AT 7007 JENNINGS ROAD

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

SECTION 1. The plans and specifications for the relocation of fuel vaults at the remote sewer ponds at 7007 Jennings Road copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on July 21, 1987 at 11:10 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of July, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-554

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING ONE ATOMIC ABSORPTION SPECTROPHOTOMETER

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

SECTION 1. The plans and specifications for furnishing one atomic absorption spectrophotometer

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on July 28, 1987, at 3:00 p.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of July, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-555

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING DISCING SERVICES

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

SECTION 1. The plans and specifications for furnishing discing services

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on August 11, 1987, at 3:00 p.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of July, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-556

A RESOLUTION ACCEPTING THE BID OF CENTRAL FENCE COMPANY FOR THE INSTALLATION OF FENCE AT THE WATER QUALITY CONTROL REMOTE POND SITE

WHEREAS, Resolution No. 87-453, adopted by the Council of the City of Modesto on June 9, 1987, approved the plans and specifications for the installation of a fence at the Water Quality Control remote pond site and authorized the calling for bids; and

WHEREAS, the bids received for the installation of a fence at the Water Quality Control remote pond site were opened at 11:05 a.m. on June 30, 1987, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of Central Fence Company in the amount of $14,680.38 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Central Fence Company in the amount of $14,680.38 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 July, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-557

A RESOLUTION ACCEPTING THE BID OF ALLIED CONCRETE SUPPLY COMPANY FOR FURNISHING CONCRETE PRODUCTS

WHEREAS, Resolution No.87-437, adopted by the Council of the City of Modesto on June 2, 1987, approved the plans and specifications for the annual requirements of ready-mixed concrete and authorized the calling for bids; and

WHEREAS, the bids received for the annual requirements of ready-mixed concrete were opened at 3:15 p.m. on June 23, 1987, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of Allied Concrete Supply Company in the amount of $15,000 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Allied Concrete Supply Company in the amount of $15,000 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of July, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO.87-558

A RESOLUTION ACCEPTING THE BID OF IBM CORPORATION FOR FURNISHING THREE PERSONAL COMPUTERS (ITEMS I & II)

WHEREAS, Resolution No.87-414, adopted by the Council of the City of Modesto on May 26, 1987, approved the plans and specifications for the purchase of three personal computers and two printers and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of three personal computers and two printers were opened at 3:00 p.m. on June 23, 1987, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of IBM Corporation in the amount of $9,425 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of IBM Corporation in the amount of $9,425 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 July, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-559

A RESOLUTION ACCEPTING THE BID OF PHOTO & SOUND COMPANY FOR FURNISHING TWO PRINTERS (ITEMS III & IV)

WHEREAS, Resolution No. 87-414, adopted by the Council of the City of Modesto on May 26, 1987, approved the plans and specifications for the purchase of three personal computers and two printers and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of three personal computers and two printers were opened at 3:00 p.m. on June 23, 1987, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of Photo & Sound Company in the amount of $3,036 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Photo & Sound Company in the amount of $3,036 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 July, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-560

A RESOLUTION ACCEPTING THE PRESCOTT ROAD WATER AND SEWER LINE EXTENSION AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering, that the Prescott Road water and sewer line extension

has been completed by Clyde Wheeler Pipeline Inc.

in accordance with the contract agreement dated February 4, 1986.

NOW, THEREFORE, BE IT RESOLVED that the Prescott Road water and sewer line extension

be accepted from said contractor, Clyde Wheeler Pipeline Inc.; that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $116,646.90 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 July, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-561

A RESOLUTION ACCEPTING THE YOSEMITE BOULEVARD SEWER TRUNK EXTENSION AND WATER LINE AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering, that the Yosemite Boulevard sewer trunk extension and water line

has been completed by Wayne Fregien Construction

in accordance with the contract agreement dated February 24, 1987.

NOW, THEREFORE, BE IT RESOLVED that the Yosemite Boulevard sewer trunk extension and water line

be accepted from said contractor, Wayne Fregien Construction; that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $434,601 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 July, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-562

A RESOLUTION ACCEPTING THE INSTALLATION OF PLAY APPARATUS IN LAKEWOOD PARK AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering, that the installation of play apparatus in Lakewood Park

has been completed by Tri County Builders

in accordance with the contract agreement dated September 23, 1986.

NOW, THEREFORE, BE IT RESOLVED that the installation of play apparatus in Lakewood Park

be accepted from said contractor, Tri County Builders;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $44,258 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 July, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-563

A RESOLUTION WAIVING FORMAL BID PROCEDURES AND AUTHORIZING THE PURCHASE OF IRRIGATION SERVICES FROM HAILWOOD INC. FOR THE 1987 SUMMER EMERGENCY WASTEWATER DISCHARGE PLAN

WHEREAS, it is necessary to secure irrigation services for hyper flood irrigation on the Hailwood Ranch properties, and

WHEREAS, Section 1307 of the Modesto City Charter and Section 8-3.07 of the Modesto Municipal Code provides that formal bids may be waived when the Council deems the work to be of urgent necessity for the preservation of life, health or property, and

WHEREAS, the City of Modesto is under a Cease and Desist Order from the California Regional Water Quality Control Board prohibiting wastewater discharge in the San Joaquin River from June 1 through September 30, 1987, and

WHEREAS, in order to meet the June 1, 1987, deadline, it is necessary to waive formal bid procedures and authorize certain work and equipment to be purchased on an informal basis, and

WHEREAS, Hailwood, Inc. will be utilizing wastewater for irrigating and can provide the necessary irrigation services for the hyper flood irrigation and thereby maintain flow control through the irrigation systems,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that formal bid procedures for the purchase of irrigation services for the 1987 summer emergency wastewater discharge plan are hereby waived.

BE IT FURTHER RESOLVED that purchase of irrigation services from

Hailwood, Inc. for utilizing wastewater for irrigating their properties for the total amount of $36,773 is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of July, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-564

A RESOLUTION WAIVING FORMAL BID PROCEDURES AND AUTHORIZING THE PURCHASE OF FIELD PREPARATION SERVICES FROM ARSENIO LAND LEVELING, INC. FOR THE 1987 SUMMER EMERGENCY WASTEWATER DISCHARGE PLAN

WHEREAS, it is necessary to secure field preparation services for hyper flood irrigation on the Hailwood Ranch properties, and

WHEREAS, Section 1307 of the Modesto City Charter and Section 8-3.07 of the Modesto Municipal Code provides that formal bids may be waived when the Council deems the work to be of urgent necessity for the preservation of life, health or property, and

WHEREAS, the City of Modesto is under a Cease and Desist Order from the California Regional Water Quality Control Board prohibiting wastewater discharge in the San Joaquin River from June 1 through September 30, 1987, and

WHEREAS, in order to meet the June 1, 1987, deadline, it is necessary to waive formal bid procedures and authorize certain work and equipment to be purchased on an informal basis, and

WHEREAS, informal bids have been received from two vendors based on time, material and/or area, and staff recommends authorizing purchase of these services from the low bidder,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that formal bid procedures for the purchase of field preparation services for the 1987 summer emergency wastewater discharge plan are hereby waived.

BE IT FURTHER RESOLVED that purchase of field preparation services from Arsenio Land Leveling, Inc. for the total amount of $76,583 is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of July, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-565

A RESOLUTION WAIVING FORMAL BID PROCEDURES AND AUTHORIZING THE PURCHASE OF MOSQUITO CONTROL SERVICES FROM TURLOCK MOSQUITO ABATEMENT DISTRICT FOR THE 1987 SUMMER EMERGENCY WASTEWATER DISCHARGE PLAN.

WHEREAS, it is necessary to secure mosquito abatement services for hyper flood irrigation on the Hailwood Ranch properties, and

WHEREAS, Section 1307 of the Modesto City Charter and Section 8-3.07 of the Modesto Municipal Code provides that formal bids may be waived when the Council deems the work to be of urgent necessity for the preservation of life, health or property, and

WHEREAS, the City of Modesto is under a Cease and Desist Order from the California Regional Water Quality Control Board prohibiting wastewater discharge in the San Joaquin River from June 1 through September 30, 1987, and

WHEREAS, in order to meet the June 1, 1987, deadline, it is necessary to waive formal bid procedures and authorize certain work and equipment to be purchased on an informal basis, and

WHEREAS, the Turlock Mosquito Abatement District is a sole source service for mosquito abatement,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that formal bid procedures for the purchase of mosquito control services for the 1987 summer emergency wastewater discharge plan are hereby waived.

BE IT FURTHER RESOLVED that purchase of mosquito control services from Turlock Mosquito Abatement District for the total amount of $84,468 is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of July, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-566

A RESOLUTION ESTABLISHING SALARY SCHEDULES AND FIXING COMPENSATION FOR POSITIONS IN THE CITY SERVICE.

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

SECTION 1. SALARY RANGES AND RATES EFFECTIVE JULY 7, 1987 TO JULY 4, 1988. The salary rates, salary ranges and salary steps as set forth in Exhibit "A" entitled "City of Modesto Schedule of Salary Ranges in City Service for FY 87/88 Effective July 7, 1987 - Schedule A Miscellaneous Employees", Exhibit "B" entitled "City of Modesto Schedule of Salary Ranges in City Service for FY 87/88 Effective July 7, 1987 - Schedule B Firefighters", Exhibit "C" entitled "City of Modesto Schedule of Salary Ranges in City Service for FY 87/88 Effective July 7, 1987 - Schedule C Police Personnel", Exhibit "D" entitled "City of Modesto Schedule of Salary Ranges in City Service for FY 87/88 Effective July 7, 1987 - Schedule D Management and Confidential-Technical", Exhibit "E" entitled "City of Modesto Schedule of Salary Ranges in City Service for FY 87/88 Effective July 7, 1987 - Schedule E Confidential-Clerical", Exhibit "F" entitled "City of Modesto Schedule of Salary Ranges in City Service for FY 87/88 Effective July 7, 1987 - Schedule F Unclassified Management and Council Appointees", Exhibit "G" entitled "City of Modesto Schedule of Salary Ranges in City Service for FY 87/88 Effective July 7, 1987 - Schedule G 'Y' Rates", Exhibit "X" entitled "City of Modesto Schedule of Salary Ranges in City Service for FY 87/88 Effective July 7, 1987 - Schedule X Special Assignment", Exhibit "Y" entitled "City of Modesto Schedule of Salary Ranges in City Service for FY 87/88 Effective July 7, 1987 - Schedule Y Fire Management", and Exhibit "Z" entitled "City of Modesto Schedule of Salary Ranges in City Service for FY 87/88 Effective July 7,

1987 - Schedule Z Fire Prevention Bureau", which are attached hereto and hereby made a part hereof, are hereby established, effective July 7, 1987 to and including July 4, 1988.

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 "H" entitled "City of Modesto Alphabetical Listing of Classifications in City Service 1987-88" 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. POSITIONS. The City Council authorizes and directs the City Manager, within the limits of funds budgeted therefor, to appoint employees in such number and in such classes in each department as may be necessary properly to operate the department under the Charter, ordinances and resolutions adopted by the City Council, including creating additional positions to replace employees who are on disability leave or other leaves of absence.

SECTION 5. APPOINTMENTS AND SALARIES. The City Manager is hereby authorized to appoint, in accordance with the applicable provisions of the Modesto Municipal Code and Personnel Rules and within the limits of funds budgeted therefor, any person to a position in a class for which he is the appointing authority and for which the salary is hereby provided, to designate the definite salary rate or salary step at which such person is appointed, and the salary so designated is hereby fixed as the salary of such employee for the position.

SECTION 6. SPECIAL SALARY RATES. The City Manager is further authorized, subject to budgetary appropriation control by the City Council, to fix the salary range or rate for part-time or special positions in the Unclassified Service for which he is the appointing authority and which are not designated herein.

SECTION 7. DIFFERENTIAL PAY - MISCELLANEOUS. An employee who is assigned to one of the positions enumerated below shall be paid, in addition to the salary fixed and established for the class title and pay range to which the employee's position has been allocated, additional compensation at the rate of five percent (5%) of the compensation which the employee would otherwise be entitled to receive. Such additional compensation shall not be paid to any person employed on a temporary or part-time (hourly or per diem pay) basis.

1. Motor Sweeper Operator - who is regularly assigned as a night sweeper operator.

2. Maintenance Worker I or II - who is regularly assigned to water street trees at night.

3. Maintenance Worker I or II - who is regularly assigned as a night hand sweeper.

4. Police Clerk - who is regularly assigned to work on either the swing or graveyard shift.

5. Receptionist - who is regularly assigned to work on the swing shift.

6. Maintenance Mechanic - who is regularly assigned as a leadworker in the Downtown Parking Garage.

SECTION 8. DIFFERENTIAL PAY - FIRE PREVENTION BUREAU. A sworn safety member of the Fire Department assigned to the Fire Department's Fire Prevention Bureau shall be paid, in addition to the salary fixed and established for the class title and pay range to which the employee's position has been allocated, the following additional compensation based on time spent in the Fire Prevention Bureau and determined as a percent of the compensation which the employee would otherwise be entitled to receive:

| Time Spent in Fire Prevention Bureau | Additional Pay to be Received |
|---|---|
| 0 - 12 months | 2 1/2% |
| 13 - 24 months | 5% |
| 25 months and thereafter | 7 1/2% |

SECTION 9. DIFFERENTIAL PAY - FIRE BATTALION CHIEF. A Fire Battalion Chief assigned by the Fire Chief as either Operations Commander or Fire Marshal may be paid, upon recommendation of the Fire Chief and approval of the City Manager, in addition to the salary fixed and established for the classification of Fire Battalion Chief, additional compensation of up to ten percent (10%) of the compensation which the employee would otherwise be entitled to receive.

SECTION 10. ACTING PAY - POLICE DEPARTMENT. A Detective who is temporarily assigned to act as a Sergeant for five (5) or more regularly scheduled, consecutive workdays will be paid five percent (5%) acting pay above the Detective's normal base pay retroactive to the first day. Holidays and regularly scheduled days off will not interrupt the calculation of consecutive workdays.

SECTION 11. DIFFERENTIAL PAY - ASSISTANT SQUAD LEADERS. A Police Officer who is assigned by the Chief of Police as an assistant Squad Leader shall be paid, in addition to the salary fixed and established for the classification of Police Officer, additional compensation of five percent (5%) of the compensation which the officer would otherwise be entitled to receive.

SECTION 12. ACTING PAY - MISCELLANEOUS EMPLOYEES. An employee represented by the Modesto City Employees' Association who is temporarily assigned by a Personnel Action form to fill another position for more than 120 consecutive regularly scheduled work hours will be paid five percent (5%) additional compensation above the employee's normal base pay retroactive to the first hour of such assignment. Holidays and regularly scheduled hours and days off will not interrupt the calculation of consecutive work hours.

SECTION 13. ACTING PAY - FIRE DEPARTMENT. A fire suppression employee in the Fire Department represented by the Modesto City Firefighters Association who is assigned to work temporarily in a position in a salary range above that to which the employee is regularly assigned and who is entitled to acting pay in accordance with the Personnel Administrative Orders of the City of Modesto, will be paid five percent (5%) additional compensation above the employee's normal base pay commencing with the beginning of the first (1st) hour of the overgrade assignment on an hour for hour basis.

SECTION 14. PART-TIME EMPLOYMENT. Employees appointed to any of the positions referred to herein who, with the approval of the City Manager, regularly work less hours per week than established for their class by Rule 13.1 of the Personnel Rules, shall be paid in approximate proportion of the time worked.

SECTION 15. EFFECTIVE DATE. This resolution shall be effective on and after July 7, 1987.

SECTION 16. REPEALS. Resolution No. 86-663 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 July, 1987, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

SCHEDULE A
MISCELLANEOUS
EMPLOYEES

# CITY OF MODESTO
## SCHEDULE OF SALARY RANGES IN CITY SERVICE FOR FY 87/88
EFFECTIVE 07/07/87

| | HOURLY | | | | | BI-WEEKLY | | | | | MONTHLY | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| RANGE | A | B | C | D | E | A | B | C | D | E | A | B | C | D | E |
| 105.5 | 4.7323 | 4.9689 | 5.2173 | 5.4782 | 5.7521 | 378.58 | 397.51 | 417.38 | 438.26 | 460.17 | 823.07 | 864.23 | 907.43 | 952.82 | 1000.46 |
| 106.0 | 4.8476 | 5.0900 | 5.3445 | 5.6117 | 5.8923 | 387.81 | 407.20 | 427.56 | 448.94 | 471.38 | 843.14 | 885.29 | 929.56 | 976.04 | 1024.83 |
| 106.5 | 4.9689 | 5.2173 | 5.4782 | 5.7521 | 6.0397 | 397.51 | 417.38 | 438.26 | 460.17 | 483.18 | 864.23 | 907.43 | 952.82 | 1000.46 | 1050.48 |
| 107.0 | 5.0900 | 5.3445 | 5.6117 | 5.8923 | 6.1869 | 407.20 | 427.56 | 448.94 | 471.38 | 494.95 | 885.29 | 929.56 | 976.04 | 1024.83 | 1076.07 |
| 107.5 | 5.2173 | 5.4782 | 5.7521 | 6.0397 | 6.3417 | 417.38 | 438.26 | 460.17 | 483.18 | 507.34 | 907.43 | 952.82 | 1000.46 | 1050.48 | 1103.01 |
| 108.0 | 5.3445 | 5.6117 | 5.8923 | 6.1869 | 6.4962 | 427.56 | 448.94 | 471.38 | 494.95 | 519.70 | 929.56 | 976.04 | 1024.83 | 1076.07 | 1129.88 |
| 108.5 | 5.4782 | 5.7521 | 6.0397 | 6.3417 | 6.6588 | 438.26 | 460.17 | 483.18 | 507.34 | 532.70 | 952.82 | 1000.46 | 1050.48 | 1103.01 | 1158.14 |
| 109.0 | 5.6117 | 5.8923 | 6.1869 | 6.4962 | 6.8210 | 448.94 | 471.38 | 494.95 | 519.70 | 545.68 | 976.04 | 1024.83 | 1076.07 | 1129.88 | 1186.36 |
| 109.5 | 5.7521 | 6.0397 | 6.3417 | 6.6588 | 6.9917 | 460.17 | 483.18 | 507.34 | 532.70 | 559.34 | 1000.46 | 1050.48 | 1103.01 | 1158.14 | 1216.06 |
| 110.0 | 5.8923 | 6.1869 | 6.4962 | 6.8210 | 7.1621 | 471.38 | 494.95 | 519.70 | 545.68 | 572.97 | 1024.83 | 1076.07 | 1129.88 | 1186.36 | 1245.69 |
| 110.5 | 6.0397 | 6.3417 | 6.6588 | 6.9917 | 7.3413 | 483.18 | 507.34 | 532.70 | 559.34 | 587.30 | 1050.48 | 1103.01 | 1158.14 | 1216.06 | 1276.85 |
| 111.0 | 6.1869 | 6.4962 | 6.8210 | 7.1621 | 7.5202 | 494.95 | 519.70 | 545.68 | 572.97 | 601.62 | 1076.07 | 1129.88 | 1186.36 | 1245.69 | 1307.98 |
| 111.5 | 6.3417 | 6.6588 | 6.9917 | 7.3413 | 7.7084 | 507.34 | 532.70 | 559.34 | 587.30 | 616.67 | 1103.01 | 1158.14 | 1216.06 | 1276.85 | 1340.70 |
| 112.0 | 6.4962 | 6.8210 | 7.1621 | 7.5202 | 7.8962 | 519.70 | 545.68 | 572.97 | 601.62 | 631.70 | 1129.88 | 1186.36 | 1245.69 | 1307.98 | 1373.38 |
| 112.5 | 6.6588 | 6.9917 | 7.3413 | 7.7084 | 8.0938 | 532.70 | 559.34 | 587.30 | 616.67 | 647.50 | 1158.14 | 1216.06 | 1276.85 | 1340.70 | 1407.73 |
| 113.0 | 6.8210 | 7.1621 | 7.5202 | 7.8962 | 8.2910 | 545.68 | 572.97 | 601.62 | 631.70 | 663.28 | 1186.36 | 1245.69 | 1307.98 | 1373.38 | 1442.04 |
| 113.5 | 6.9917 | 7.3413 | 7.7084 | 8.0938 | 8.4985 | 559.34 | 587.30 | 616.67 | 647.50 | 679.88 | 1216.06 | 1276.85 | 1340.70 | 1407.73 | 1478.13 |
| 114.0 | 7.1621 | 7.5202 | 7.8962 | 8.2910 | 8.7056 | 572.97 | 601.62 | 631.70 | 663.28 | 696.45 | 1245.69 | 1307.98 | 1373.38 | 1442.04 | 1514.15 |
| 114.5 | 7.3413 | 7.7084 | 8.0938 | 8.4985 | 8.9234 | 587.30 | 616.67 | 647.50 | 679.88 | 713.87 | 1276.85 | 1340.70 | 1407.73 | 1478.13 | 1552.02 |
| 115.0 | 7.5202 | 7.8962 | 8.2910 | 8.7056 | 9.1409 | 601.62 | 631.70 | 663.28 | 696.45 | 731.27 | 1307.98 | 1373.38 | 1442.04 | 1514.15 | 1589.85 |
| 115.5 | 7.7084 | 8.0938 | 8.4985 | 8.9234 | 9.3696 | 616.67 | 647.50 | 679.88 | 713.87 | 749.57 | 1340.70 | 1407.73 | 1478.13 | 1552.02 | 1629.64 |
| 116.0 | 7.8962 | 8.2910 | 8.7056 | 9.1409 | 9.5979 | 631.70 | 663.28 | 696.45 | 731.27 | 767.83 | 1373.38 | 1442.04 | 1514.15 | 1589.85 | 1669.34 |
| 116.5 | 8.0938 | 8.4985 | 8.9234 | 9.3696 | 9.8381 | 647.50 | 679.88 | 713.87 | 749.57 | 787.05 | 1407.73 | 1478.13 | 1552.02 | 1629.64 | 1711.13 |
| 117.0 | 8.2910 | 8.7056 | 9.1409 | 9.5979 | 10.0778 | 663.28 | 696.45 | 731.27 | 767.83 | 806.22 | 1442.04 | 1514.15 | 1589.85 | 1669.34 | 1752.80 |
| 117.5 | 8.4985 | 8.9234 | 9.3696 | 9.8381 | 10.3300 | 679.88 | 713.87 | 749.57 | 787.05 | 826.40 | 1478.13 | 1552.02 | 1629.64 | 1711.13 | 1796.68 |
| 118.0 | 8.7056 | 9.1409 | 9.5979 | 10.0778 | 10.5817 | 696.45 | 731.27 | 767.83 | 806.22 | 846.54 | 1514.15 | 1589.85 | 1669.34 | 1752.80 | 1840.46 |
| 118.5 | 8.9234 | 9.3696 | 9.8381 | 10.3300 | 10.8465 | 713.87 | 749.57 | 787.05 | 826.40 | 867.72 | 1552.02 | 1629.64 | 1711.13 | 1796.68 | 1886.51 |
| 119.0 | 9.1409 | 9.5979 | 10.0778 | 10.5817 | 11.1108 | 731.27 | 767.83 | 806.22 | 846.54 | 888.86 | 1589.85 | 1669.34 | 1752.80 | 1840.46 | 1932.47 |
| 119.5 | 9.3696 | 9.8381 | 10.3300 | 10.8465 | 11.3888 | 749.57 | 787.05 | 826.40 | 867.72 | 911.10 | 1629.64 | 1711.13 | 1796.68 | 1886.51 | 1980.82 |
| 120.0 | 9.5979 | 10.0778 | 10.5817 | 11.1108 | 11.6663 | 767.83 | 806.22 | 846.54 | 888.86 | 933.30 | 1669.34 | 1752.80 | 1840.46 | 1932.47 | 2029.09 |
| 120.5 | 9.8381 | 10.3300 | 10.8465 | 11.3888 | 11.9582 | 787.05 | 826.40 | 867.72 | 911.10 | 956.66 | 1711.13 | 1796.68 | 1886.51 | 1980.82 | 2079.87 |
| 121.0 | 10.0778 | 10.5817 | 11.1108 | 11.6663 | 12.2496 | 806.22 | 846.54 | 888.86 | 933.30 | 979.97 | 1752.80 | 1840.46 | 1932.47 | 2029.09 | 2130.55 |
| 121.5 | 10.3300 | 10.8465 | 11.3888 | 11.9582 | 12.5561 | 826.40 | 867.72 | 911.10 | 956.66 | 1004.49 | 1796.68 | 1886.51 | 1980.82 | 2079.87 | 2183.86 |
| 122.0 | 10.5817 | 11.1108 | 11.6663 | 12.2496 | 12.8621 | 846.54 | 888.86 | 933.30 | 979.97 | 1028.97 | 1840.46 | 1932.47 | 2029.09 | 2130.55 | 2237.08 |
| 122.5 | 10.8465 | 11.3888 | 11.9582 | 12.5561 | 13.1839 | 867.72 | 911.10 | 956.66 | 1004.49 | 1054.71 | 1886.51 | 1980.82 | 2079.87 | 2183.86 | 2293.05 |
| 123.0 | 11.1108 | 11.6663 | 12.2496 | 12.8621 | 13.5052 | 888.86 | 933.30 | 979.97 | 1028.97 | 1080.42 | 1932.47 | 2029.09 | 2130.55 | 2237.08 | 2348.94 |
| 123.5 | 11.3888 | 11.9582 | 12.5561 | 13.1839 | 13.8431 | 911.10 | 956.66 | 1004.49 | 1054.71 | 1107.45 | 1980.82 | 2079.87 | 2183.86 | 2293.05 | 2407.71 |

EXHIBIT A

SCHEDULE A
MISCELLANEOUS
EMPLOYEES

# CITY OF MODESTO
## SCHEDULE OF SALARY RANGES IN CITY SERVICE FOR FY 87/88
EFFECTIVE 07/07/87

| | HOURLY | | | | | BI-WEEKLY | | | | | MONTHLY | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| RANGE | A | B | C | D | E | A | B | C | D | E | A | B | C | D | E |
| 124.0 | 11.6663 | 12.2496 | 12.8621 | 13.5052 | 14.1805 | 933.30 | 979.97 | 1028.97 | 1080.42 | 1134.44 | 2029.09 | 2130.55 | 2237.08 | 2348.94 | 2466.39 |
| 124.5 | 11.9582 | 12.5561 | 13.1839 | 13.8431 | 14.5353 | 956.66 | 1004.49 | 1054.71 | 1107.45 | 1162.82 | 2079.87 | 2183.86 | 2293.05 | 2407.71 | 2528.09 |
| 125.0 | 12.2496 | 12.8621 | 13.5052 | 14.1805 | 14.8895 | 979.97 | 1028.97 | 1080.42 | 1134.44 | 1191.16 | 2130.55 | 2237.08 | 2348.94 | 2466.39 | 2589.70 |
| 125.5 | 12.5561 | 13.1839 | 13.8431 | 14.5353 | 15.2621 | 1004.49 | 1054.71 | 1107.45 | 1162.82 | 1220.97 | 2183.86 | 2293.05 | 2407.71 | 2528.09 | 2654.51 |
| 126.0 | 12.8621 | 13.5052 | 14.1805 | 14.8895 | 15.6340 | 1028.97 | 1080.42 | 1134.44 | 1191.16 | 1250.72 | 2237.08 | 2348.94 | 2466.39 | 2589.70 | 2719.19 |
| 126.5 | 13.1839 | 13.8431 | 14.5353 | 15.2621 | 16.0252 | 1054.71 | 1107.45 | 1162.82 | 1220.97 | 1282.02 | 2293.05 | 2407.71 | 2528.09 | 2654.51 | 2787.24 |
| 127.0 | 13.5052 | 14.1805 | 14.8895 | 15.6340 | 16.4157 | 1080.42 | 1134.44 | 1191.16 | 1250.72 | 1313.26 | 2348.94 | 2466.39 | 2589.70 | 2719.19 | 2855.16 |
| 127.5 | 13.8431 | 14.5353 | 15.2621 | 16.0252 | 16.8265 | 1107.45 | 1162.82 | 1220.97 | 1282.02 | 1346.12 | 2407.71 | 2528.09 | 2654.51 | 2787.24 | 2926.60 |
| 128.0 | 14.1805 | 14.8895 | 15.6340 | 16.4157 | 17.2365 | 1134.44 | 1191.16 | 1250.72 | 1313.26 | 1378.92 | 2466.39 | 2589.70 | 2719.19 | 2855.16 | 2997.91 |
| 128.5 | 14.5353 | 15.2621 | 16.0252 | 16.8265 | 17.6678 | 1162.82 | 1220.97 | 1282.02 | 1346.12 | 1413.42 | 2528.09 | 2654.51 | 2787.24 | 2926.60 | 3072.92 |
| 129.0 | 14.8895 | 15.6340 | 16.4157 | 17.2365 | 18.0983 | 1191.16 | 1250.72 | 1313.26 | 1378.92 | 1447.86 | 2589.70 | 2719.19 | 2855.16 | 2997.91 | 3147.79 |
| 129.5 | 15.2621 | 16.0252 | 16.8265 | 17.6678 | 18.5512 | 1220.97 | 1282.02 | 1346.12 | 1413.42 | 1484.10 | 2654.51 | 2787.24 | 2926.60 | 3072.92 | 3226.58 |
| 130.0 | 15.6340 | 16.4157 | 17.2365 | 18.0983 | 19.0032 | 1250.72 | 1313.26 | 1378.92 | 1447.86 | 1520.26 | 2719.19 | 2855.16 | 2997.91 | 3147.79 | 3305.20 |
| 130.5 | 16.0252 | 16.8265 | 17.6678 | 18.5512 | 19.4788 | 1282.02 | 1346.12 | 1413.42 | 1484.10 | 1558.30 | 2787.24 | 2926.60 | 3072.92 | 3226.58 | 3387.90 |

SCHEDULE B
FIREFIGHTERS

# CITY OF MODESTO
## SCHEDULE OF SALARY RANGES IN CITY SERVICE FOR FY 87/88
EFFECTIVE 07/07/87

| | HOURLY | | | | | BI-WEEKLY | | | | | MONTHLY | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| RANGE | A | B | C | D | E | A | B | C | D | E | A | B | C | D | E |
| 208.0 | 7.3860 | 7.7553 | 8.1431 | 8.5503 | 8.9778 | 827.23 | 868.59 | 912.03 | 957.63 | 1005.51 | 1798.48 | 1888.40 | 1982.84 | 2081.98 | 2186.08 |
| 209.0 | 7.7553 | 8.1431 | 8.5503 | 8.9778 | 9.4267 | 868.59 | 912.03 | 957.63 | 1005.51 | 1055.79 | 1888.40 | 1982.84 | 2081.98 | 2186.08 | 2295.39 |
| 210.0 | 8.1431 | 8.5503 | 8.9778 | 9.4267 | 9.8980 | 912.03 | 957.63 | 1005.51 | 1055.79 | 1108.58 | 1982.84 | 2081.98 | 2186.08 | 2295.39 | 2410.16 |
| 210.5 | 8.3469 | 8.7642 | 9.2024 | 9.6625 | 10.1456 | 934.85 | 981.59 | 1030.67 | 1082.20 | 1136.31 | 2032.46 | 2134.07 | 2240.78 | 2352.81 | 2470.45 |
| 211.0 | 8.5503 | 8.9778 | 9.4267 | 9.8980 | 10.3929 | 957.63 | 1005.51 | 1055.79 | 1108.58 | 1164.00 | 2081.98 | 2186.08 | 2295.39 | 2410.16 | 2530.65 |
| 211.5 | 8.7642 | 9.2024 | 9.6625 | 10.1456 | 10.6529 | 981.59 | 1030.67 | 1082.20 | 1136.31 | 1193.12 | 2134.07 | 2240.78 | 2352.81 | 2470.45 | 2593.96 |
| 212.0 | 8.9778 | 9.4267 | 9.8980 | 10.3929 | 10.9125 | 1005.51 | 1055.79 | 1108.58 | 1164.00 | 1222.20 | 2186.08 | 2295.39 | 2410.16 | 2530.65 | 2657.19 |
| 212.5 | 9.2024 | 9.6625 | 10.1456 | 10.6529 | 11.1855 | 1030.67 | 1082.20 | 1136.31 | 1193.12 | 1252.78 | 2240.78 | 2352.81 | 2470.45 | 2593.96 | 2723.67 |
| 213.0 | 9.4267 | 9.8980 | 10.3929 | 10.9125 | 11.4581 | 1055.79 | 1108.58 | 1164.00 | 1222.20 | 1283.31 | 2295.39 | 2410.16 | 2530.65 | 2657.19 | 2790.04 |
| 213.5 | 9.6625 | 10.1456 | 10.6529 | 11.1855 | 11.7448 | 1082.20 | 1136.31 | 1193.12 | 1252.78 | 1315.42 | 2352.81 | 2470.45 | 2593.96 | 2723.67 | 2859.85 |
| 214.0 | 9.8980 | 10.3929 | 10.9125 | 11.4581 | 12.0310 | 1108.58 | 1164.00 | 1222.20 | 1283.31 | 1347.47 | 2410.16 | 2530.65 | 2657.19 | 2790.04 | 2929.5 |
| 214.5 | 10.1456 | 10.6529 | 11.1855 | 11.7448 | 12.3320 | 1136.31 | 1193.12 | 1252.78 | 1315.42 | 1381.18 | 2470.45 | 2593.96 | 2723.67 | 2859.85 | 3002.8 |
| 258.0 | 8.0507 | 8.4532 | 8.8759 | 9.3197 | 9.7857 | 901.68 | 946.76 | 994.10 | 1043.81 | 1096.00 | 1960.34 | 2058.35 | 2161.27 | 2269.35 | 2382.8 |
| 259.0 | 8.4532 | 8.8759 | 9.3197 | 9.7857 | 10.2750 | 946.76 | 994.10 | 1043.81 | 1096.00 | 1150.80 | 2058.35 | 2161.27 | 2269.35 | 2382.81 | 2501.9 |
| 260.0 | 8.8759 | 9.3197 | 9.7857 | 10.2750 | 10.7888 | 994.10 | 1043.81 | 1096.00 | 1150.80 | 1208.35 | 2161.27 | 2269.35 | 2382.81 | 2501.95 | 2627.0 |
| 260.5 | 9.0982 | 9.5531 | 10.0308 | 10.5323 | 11.0589 | 1019.00 | 1069.95 | 1123.45 | 1179.62 | 1238.60 | 2215.41 | 2326.18 | 2442.49 | 2564.61 | 2692.8 |
| 261.0 | 9.3197 | 9.7857 | 10.2750 | 10.7888 | 11.3282 | 1043.81 | 1096.00 | 1150.80 | 1208.35 | 1268.76 | 2269.35 | 2382.81 | 2501.95 | 2627.07 | 2758.4 |
| 261.5 | 9.5531 | 10.0308 | 10.5323 | 11.0589 | 11.6118 | 1069.95 | 1123.45 | 1179.62 | 1238.60 | 1300.52 | 2326.18 | 2442.49 | 2564.61 | 2692.84 | 2827.4 |
| 262.0 | 9.7857 | 10.2750 | 10.7888 | 11.3282 | 11.8946 | 1096.00 | 1150.80 | 1208.35 | 1268.76 | 1332.20 | 2382.81 | 2501.95 | 2627.07 | 2758.41 | 2896.3 |
| 262.5 | 10.0308 | 10.5323 | 11.0589 | 11.6118 | 12.1924 | 1123.45 | 1179.62 | 1238.60 | 1300.52 | 1365.55 | 2442.49 | 2564.61 | 2692.84 | 2827.46 | 2968.8 |
| 263.0 | 10.2750 | 10.7888 | 11.3282 | 11.8946 | 12.4893 | 1150.80 | 1208.35 | 1268.76 | 1332.20 | 1398.80 | 2501.95 | 2627.07 | 2758.41 | 2896.34 | 3041.1 |
| 263.5 | 10.5323 | 11.0589 | 11.6118 | 12.1924 | 12.8020 | 1179.62 | 1238.60 | 1300.52 | 1365.55 | 1433.82 | 2564.61 | 2692.84 | 2827.46 | 2968.84 | 3117.2 |
| 264.0 | 10.7888 | 11.3282 | 11.8946 | 12.4893 | 13.1138 | 1208.35 | 1268.76 | 1332.20 | 1398.80 | 1468.75 | 2627.07 | 2758.41 | 2896.34 | 3041.13 | 3193.2 |
| 264.5 | 11.0589 | 11.6118 | 12.1924 | 12.8020 | 13.4421 | 1238.60 | 1300.52 | 1365.55 | 1433.82 | 1505.52 | 2692.84 | 2827.46 | 2968.84 | 3117.27 | 3273.1 |

EXHIBIT B

SCHEDULE C
POLICE PERSONNEL

CITY OF MODESTO
SCHEDULE OF SALARY RANGES IN CITY SERVICE FOR FY 87/88
EFFECTIVE 07/07/87

| | HOURLY | | | | | BI-WEEKLY | | | | | MONTHLY | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| RANGE | A | B | C | D | E | A | B | C | D | E | A | B | C | D | E |
| 308.0 | 11.5790 | 12.1580 | 12.7659 | 13.4042 | 14.0744 | 926.32 | 972.64 | 1021.27 | 1072.34 | 1125.95 | 2013.91 | 2114.62 | 2220.34 | 2331.37 | 2447.93 |
| 309.0 | 12.1580 | 12.7659 | 13.4042 | 14.0744 | 14.7781 | 972.64 | 1021.27 | 1072.34 | 1125.95 | 1182.25 | 2114.62 | 2220.34 | 2331.37 | 2447.93 | 2570.33 |
| 310.0 | 12.7659 | 13.4042 | 14.0744 | 14.7781 | 15.5170 | 1021.27 | 1072.34 | 1125.95 | 1182.25 | 1241.36 | 2220.34 | 2331.37 | 2447.93 | 2570.33 | 2698.84 |
| 311.0 | 13.4042 | 14.0744 | 14.7781 | 15.5170 | 16.2929 | 1072.34 | 1125.95 | 1182.25 | 1241.36 | 1303.43 | 2331.37 | 2447.93 | 2570.33 | 2698.84 | 2833.79 |
| 312.0 | 14.0744 | 14.7781 | 15.5170 | 16.2929 | 17.1075 | 1125.95 | 1182.25 | 1241.36 | 1303.43 | 1368.60 | 2447.93 | 2570.33 | 2698.84 | 2833.79 | 2975.47 |
| 313.0 | 14.7781 | 15.5170 | 16.2929 | 17.1075 | 17.9629 | 1182.25 | 1241.36 | 1303.43 | 1368.60 | 1437.03 | 2570.33 | 2698.84 | 2833.79 | 2975.47 | 3124.25 |

EXHIBIT C

SCHEDULE D
MANAGEMENT AND
CONFIDENTIAL-TECHNICAL

# CITY OF MODESTO
## SCHEDULE OF SALARY RANGES IN CITY SERVICE FOR FY 87/88
EFFECTIVE 07/07/87

| | HOURLY | | | | | BI-WEEKLY | | | | | MONTHLY | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| RANGE | A | B | C | D | E | A | B | C | D | E | A | B | C | D | E |
| 409.0 | 5.6647 | 5.9479 | 6.2453 | 6.5576 | 6.8855 | 453.18 | 475.83 | 499.62 | 524.61 | 550.84 | 985.26 | 1034.50 | 1086.22 | 1140.55 | 1197.58 |
| 410.0 | 5.9479 | 6.2453 | 6.5576 | 6.8855 | 7.2298 | 475.83 | 499.62 | 524.61 | 550.84 | 578.38 | 1034.50 | 1086.22 | 1140.55 | 1197.58 | 1257.46 |
| 410.5 | 6.0965 | 6.4013 | 6.7214 | 7.0575 | 7.4104 | 487.72 | 512.10 | 537.71 | 564.60 | 592.83 | 1060.35 | 1113.36 | 1169.04 | 1227.50 | 1288.87 |
| 411.0 | 6.2453 | 6.5576 | 6.8855 | 7.2298 | 7.5913 | 499.62 | 524.61 | 550.84 | 578.38 | 607.30 | 1086.22 | 1140.55 | 1197.58 | 1257.46 | 1320.33 |
| 411.5 | 6.4013 | 6.7214 | 7.0575 | 7.4104 | 7.7809 | 512.10 | 537.71 | 564.60 | 592.83 | 622.47 | 1113.36 | 1169.04 | 1227.50 | 1288.87 | 1353.31 |
| 412.0 | 6.5576 | 6.8855 | 7.2298 | 7.5913 | 7.9709 | 524.61 | 550.84 | 578.38 | 607.30 | 637.67 | 1140.55 | 1197.58 | 1257.46 | 1320.33 | 1386.36 |
| 412.5 | 6.7214 | 7.0575 | 7.4104 | 7.7809 | 8.1699 | 537.71 | 564.60 | 592.83 | 622.47 | 653.59 | 1169.04 | 1227.50 | 1288.87 | 1353.31 | 1420.97 |
| 413.0 | 6.8855 | 7.2298 | 7.5913 | 7.9709 | 8.3694 | 550.84 | 578.38 | 607.30 | 637.67 | 669.55 | 1197.58 | 1257.46 | 1320.33 | 1386.36 | 1455.67 |
| 413.5 | 7.0575 | 7.4104 | 7.7809 | 8.1699 | 8.5784 | 564.60 | 592.83 | 622.47 | 653.59 | 686.27 | 1227.50 | 1288.87 | 1353.31 | 1420.97 | 1492.02 |
| 414.0 | 7.2298 | 7.5913 | 7.9709 | 8.3694 | 8.7879 | 578.38 | 607.30 | 637.67 | 669.55 | 703.03 | 1257.46 | 1320.33 | 1386.36 | 1455.67 | 1528.46 |
| 414.5 | 7.4104 | 7.7809 | 8.1699 | 8.5784 | 9.0073 | 592.83 | 622.47 | 653.59 | 686.27 | 720.58 | 1288.87 | 1353.31 | 1420.97 | 1492.02 | 1566.61 |
| 415.0 | 7.5913 | 7.9709 | 8.3694 | 8.7879 | 9.2273 | 607.30 | 637.67 | 669.55 | 703.03 | 738.18 | 1320.33 | 1386.36 | 1455.67 | 1528.46 | 1604.88 |
| 415.5 | 7.7809 | 8.1699 | 8.5784 | 9.0073 | 9.4577 | 622.47 | 653.59 | 686.27 | 720.58 | 756.62 | 1353.31 | 1420.97 | 1492.02 | 1566.61 | 1644.97 |
| 416.0 | 7.9709 | 8.3694 | 8.7879 | 9.2273 | 9.6887 | 637.67 | 669.55 | 703.03 | 738.18 | 775.10 | 1386.36 | 1455.67 | 1528.46 | 1604.88 | 1685.14 |
| 416.5 | 8.1699 | 8.5784 | 9.0073 | 9.4577 | 9.9306 | 653.59 | 686.27 | 720.58 | 756.62 | 794.45 | 1420.97 | 1492.02 | 1566.61 | 1644.97 | 1727.21 |
| 417.0 | 8.3694 | 8.7879 | 9.2273 | 9.6887 | 10.1731 | 669.55 | 703.03 | 738.18 | 775.10 | 813.85 | 1455.67 | 1528.46 | 1604.88 | 1685.14 | 1769.39 |
| 417.5 | 8.5784 | 9.0073 | 9.4577 | 9.9306 | 10.4271 | 686.27 | 720.58 | 756.62 | 794.45 | 834.17 | 1492.02 | 1566.61 | 1644.97 | 1727.21 | 1813.57 |
| 418.0 | 8.7879 | 9.2273 | 9.6887 | 10.1731 | 10.6818 | 703.03 | 738.18 | 775.10 | 813.85 | 854.54 | 1528.46 | 1604.88 | 1685.14 | 1769.39 | 1857.86 |
| 418.5 | 9.0073 | 9.4577 | 9.9306 | 10.4271 | 10.9485 | 720.58 | 756.62 | 794.45 | 834.17 | 875.88 | 1566.61 | 1644.97 | 1727.21 | 1813.57 | 1904.25 |
| 419.0 | 9.2273 | 9.6887 | 10.1731 | 10.6818 | 11.2159 | 738.18 | 775.10 | 813.85 | 854.54 | 897.27 | 1604.88 | 1685.14 | 1769.39 | 1857.86 | 1950.75 |
| 419.5 | 9.4577 | 9.9306 | 10.4271 | 10.9485 | 11.4959 | 756.62 | 794.45 | 834.17 | 875.88 | 919.67 | 1644.97 | 1727.21 | 1813.57 | 1904.25 | 1999.45 |
| 420.0 | 9.6887 | 10.1731 | 10.6818 | 11.2159 | 11.7767 | 775.10 | 813.85 | 854.54 | 897.27 | 942.14 | 1685.14 | 1769.39 | 1857.86 | 1950.75 | 2048.31 |
| 420.5 | 9.9306 | 10.4271 | 10.9485 | 11.4959 | 12.0707 | 794.45 | 834.17 | 875.88 | 919.67 | 965.66 | 1727.21 | 1813.57 | 1904.25 | 1999.45 | 2099.44 |
| 421.0 | 10.1731 | 10.6818 | 11.2159 | 11.7767 | 12.3655 | 813.85 | 854.54 | 897.27 | 942.14 | 989.24 | 1769.39 | 1857.86 | 1950.75 | 2048.31 | 2150.71 |
| 421.5 | 10.4271 | 10.9485 | 11.4959 | 12.0707 | 12.6742 | 834.17 | 875.88 | 919.67 | 965.66 | 1013.94 | 1813.57 | 1904.25 | 1999.45 | 2099.44 | 2204.41 |
| 422.0 | 10.6818 | 11.2159 | 11.7767 | 12.3655 | 12.9838 | 854.54 | 897.27 | 942.14 | 989.24 | 1038.70 | 1857.86 | 1950.75 | 2048.31 | 2150.71 | 2258.24 |
| 422.5 | 10.9485 | 11.4959 | 12.0707 | 12.6742 | 13.3079 | 875.88 | 919.67 | 965.66 | 1013.94 | 1064.63 | 1904.25 | 1999.45 | 2099.44 | 2204.41 | 2314.61 |
| 423.0 | 11.2159 | 11.7767 | 12.3655 | 12.9838 | 13.6330 | 897.27 | 942.14 | 989.24 | 1038.70 | 1090.64 | 1950.75 | 2048.31 | 2150.71 | 2258.24 | 2371.16 |
| 423.5 | 11.4959 | 12.0707 | 12.6742 | 13.3079 | 13.9733 | 919.67 | 965.66 | 1013.94 | 1064.63 | 1117.86 | 1999.45 | 2099.44 | 2204.41 | 2314.61 | 2430.34 |
| 424.0 | 11.7767 | 12.3655 | 12.9838 | 13.6330 | 14.3147 | 942.14 | 989.24 | 1038.70 | 1090.64 | 1145.18 | 2048.31 | 2150.71 | 2258.24 | 2371.16 | 2489.74 |
| 424.5 | 12.0707 | 12.6742 | 13.3079 | 13.9733 | 14.6720 | 965.66 | 1013.94 | 1064.63 | 1117.86 | 1173.76 | 2099.44 | 2204.41 | 2314.61 | 2430.34 | 2551.87 |
| 425.0 | 12.3655 | 12.9838 | 13.6330 | 14.3147 | 15.0304 | 989.24 | 1038.70 | 1090.64 | 1145.18 | 1202.43 | 2150.71 | 2258.24 | 2371.16 | 2489.74 | 2614.20 |
| 425.5 | 12.6742 | 13.3079 | 13.9733 | 14.6720 | 15.4056 | 1013.94 | 1064.63 | 1117.86 | 1173.76 | 1232.45 | 2204.41 | 2314.61 | 2430.34 | 2551.87 | 2679.47 |
| 426.0 | 12.9838 | 13.6330 | 14.3147 | 15.0304 | 15.7819 | 1038.70 | 1090.64 | 1145.18 | 1202.43 | 1262.55 | 2258.24 | 2371.16 | 2489.74 | 2614.20 | 2744.91 |
| 426.5 | 13.3079 | 13.9733 | 14.6720 | 15.4056 | 16.1759 | 1064.63 | 1117.86 | 1173.76 | 1232.45 | 1294.07 | 2314.61 | 2430.34 | 2551.87 | 2679.47 | 2813.44 |
| 427.0 | 13.6330 | 14.3147 | 15.0304 | 15.7819 | 16.5710 | 1090.64 | 1145.18 | 1202.43 | 1262.55 | 1325.68 | 2371.16 | 2489.74 | 2614.20 | 2744.91 | 2882.16 |
| 427.5 | 13.9733 | 14.6720 | 15.4056 | 16.1759 | 16.9847 | 1117.86 | 1173.76 | 1232.45 | 1294.07 | 1358.78 | 2430.34 | 2551.87 | 2679.47 | 2813.44 | 2954.12 |

EXHIBIT D

SCHEDULE D
MANAGEMENT AND
CONFIDENTIAL-TECHNICAL

# CITY OF MODESTO
## SCHEDULE OF SALARY RANGES IN CITY SERVICE FOR FY 87/88
EFFECTIVE 07/07/87

| | HOURLY | | | | | BI-WEEKLY | | | | | MONTHLY | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| RANGE | A | B | C | D | E | A | B | C | D | E | A | B | C | D | E |
| 428.0 | 14.3147 | 15.0304 | 15.7819 | 16.5710 | 17.3996 | 1145.18 | 1202.43 | 1262.55 | 1325.68 | 1391.97 | 2489.74 | 2614.20 | 2744.91 | 2882.16 | 3026.28 |
| 428.5 | 14.6720 | 15.4056 | 16.1759 | 16.9847 | 17.8339 | 1173.76 | 1232.45 | 1294.07 | 1358.78 | 1426.71 | 2551.87 | 2679.47 | 2813.44 | 2954.12 | 3101.81 |
| 429.0 | 15.0304 | 15.7819 | 16.5710 | 17.3996 | 18.2696 | 1202.43 | 1262.55 | 1325.68 | 1391.97 | 1461.57 | 2614.20 | 2744.91 | 2882.16 | 3026.28 | 3177.60 |
| 429.5 | 15.4056 | 16.1759 | 16.9847 | 17.8339 | 18.7256 | 1232.45 | 1294.07 | 1358.78 | 1426.71 | 1498.05 | 2679.47 | 2813.44 | 2954.12 | 3101.81 | 3256.91 |
| 430.0 | 15.7819 | 16.5710 | 17.3996 | 18.2696 | 19.1831 | 1262.55 | 1325.68 | 1391.97 | 1461.57 | 1534.65 | 2744.91 | 2882.16 | 3026.28 | 3177.60 | 3336.48 |
| 430.5 | 16.1759 | 16.9847 | 17.8339 | 18.7256 | 19.6619 | 1294.07 | 1358.78 | 1426.71 | 1498.05 | 1572.95 | 2813.44 | 2954.12 | 3101.81 | 3256.91 | 3419.75 |
| 431.0 | 16.5710 | 17.3996 | 18.2696 | 19.1831 | 20.1423 | 1325.68 | 1391.97 | 1461.57 | 1534.65 | 1611.38 | 2882.16 | 3026.28 | 3177.60 | 3336.48 | 3503.30 |
| 431.5 | 16.9847 | 17.8339 | 18.7256 | 19.6619 | 20.6450 | 1358.78 | 1426.71 | 1498.05 | 1572.95 | 1651.60 | 2954.12 | 3101.81 | 3256.91 | 3419.75 | 3590.74 |
| 432.0 | 17.3996 | 18.2696 | 19.1831 | 20.1423 | 21.1494 | 1391.97 | 1461.57 | 1534.65 | 1611.38 | 1691.95 | 3026.28 | 3177.60 | 3336.48 | 3503.30 | 3678.47 |
| 432.5 | 17.8339 | 18.7256 | 19.6619 | 20.6450 | 21.6773 | 1426.71 | 1498.05 | 1572.95 | 1651.60 | 1734.18 | 3101.81 | 3256.91 | 3419.75 | 3590.74 | 3770.28 |
| 433.0 | 18.2696 | 19.1831 | 20.1423 | 21.1494 | 22.2069 | 1461.57 | 1534.65 | 1611.38 | 1691.95 | 1776.55 | 3177.60 | 3336.48 | 3503.30 | 3678.47 | 3862.40 |
| 433.5 | 18.7256 | 19.6619 | 20.6450 | 21.6773 | 22.7612 | 1498.05 | 1572.95 | 1651.60 | 1734.18 | 1820.90 | 3256.91 | 3419.75 | 3590.74 | 3770.28 | 3958.82 |
| 434.0 | 19.1831 | 20.1423 | 21.1494 | 22.2069 | 23.3172 | 1534.65 | 1611.38 | 1691.95 | 1776.55 | 1865.38 | 3336.48 | 3503.30 | 3678.47 | 3862.40 | 4055.52 |
| 434.5 | 19.6619 | 20.6450 | 21.6773 | 22.7612 | 23.8993 | 1572.95 | 1651.60 | 1734.18 | 1820.90 | 1911.94 | 3419.75 | 3590.74 | 3770.28 | 3958.82 | 4156.75 |
| 435.0 | 20.1423 | 21.1494 | 22.2069 | 23.3172 | 24.4831 | 1611.38 | 1691.95 | 1776.55 | 1865.38 | 1958.65 | 3503.30 | 3678.47 | 3862.40 | 4055.52 | 4258.30 |
| 435.5 | 20.6450 | 21.6773 | 22.7612 | 23.8993 | 25.0943 | 1651.60 | 1734.18 | 1820.90 | 1911.94 | 2007.54 | 3590.74 | 3770.28 | 3958.82 | 4156.75 | 4364.59 |
| 436.0 | 21.1494 | 22.2069 | 23.3172 | 24.4831 | 25.7073 | 1691.95 | 1776.55 | 1865.38 | 1958.65 | 2056.58 | 3678.47 | 3862.40 | 4055.52 | 4258.30 | 4471.21 |
| 436.5 | 21.6773 | 22.7612 | 23.8993 | 25.0943 | 26.3490 | 1734.18 | 1820.90 | 1911.94 | 2007.54 | 2107.92 | 3770.28 | 3958.82 | 4156.75 | 4364.59 | 4582.83 |
| 437.0 | 22.2069 | 23.3172 | 24.4831 | 25.7073 | 26.9927 | 1776.55 | 1865.38 | 1958.65 | 2056.58 | 2159.42 | 3862.40 | 4055.52 | 4258.30 | 4471.21 | 4694.80 |
| 437.5 | 22.7612 | 23.8993 | 25.0943 | 26.3490 | 27.6665 | 1820.90 | 1911.94 | 2007.54 | 2107.92 | 2213.32 | 3958.82 | 4156.75 | 4364.59 | 4582.83 | 4811.98 |
| 438.0 | 23.3172 | 24.4831 | 25.7073 | 26.9927 | 28.3423 | 1865.38 | 1958.65 | 2056.58 | 2159.42 | 2267.38 | 4055.52 | 4258.30 | 4471.21 | 4694.80 | 4929.51 |
| 438.5 | 23.8993 | 25.0943 | 26.3490 | 27.6665 | 29.0498 | 1911.94 | 2007.54 | 2107.92 | 2213.32 | 2323.98 | 4156.75 | 4364.59 | 4582.83 | 4811.98 | 5052.56 |
| 439.0 | 24.4831 | 25.7073 | 26.9927 | 28.3423 | 29.7594 | 1958.65 | 2056.58 | 2159.42 | 2267.38 | 2380.75 | 4258.30 | 4471.21 | 4694.80 | 4929.51 | 5175.99 |
| 439.5 | 25.0943 | 26.3490 | 27.6665 | 29.0498 | 30.5023 | 2007.54 | 2107.92 | 2213.32 | 2323.98 | 2440.18 | 4364.59 | 4582.83 | 4811.98 | 5052.56 | 5305.20 |
| 440.0 | 25.7073 | 26.9927 | 28.3423 | 29.7594 | 31.2474 | 2056.58 | 2159.42 | 2267.38 | 2380.75 | 2499.79 | 4471.21 | 4694.80 | 4929.51 | 5175.99 | 5434.79 |
| 440.5 | 26.3490 | 27.6665 | 29.0498 | 30.5023 | 32.0274 | 2107.92 | 2213.32 | 2323.98 | 2440.18 | 2562.19 | 4582.83 | 4811.98 | 5052.56 | 5305.20 | 5570.46 |
| 529.0 | 15.6692 | 16.4527 | 17.2753 | 18.1391 | 19.0461 | 1253.54 | 1316.22 | 1382.02 | 1451.13 | 1523.69 | 2725.32 | 2861.59 | 3004.65 | 3154.90 | 3312.65 |
| 530.0 | 16.4527 | 17.2753 | 18.1391 | 19.0461 | 19.9984 | 1316.22 | 1382.02 | 1451.13 | 1523.69 | 1599.87 | 2861.59 | 3004.65 | 3154.90 | 3312.65 | 3478.28 |
| 531.0 | 17.2753 | 18.1391 | 19.0461 | 19.9984 | 20.9983 | 1382.02 | 1451.13 | 1523.69 | 1599.87 | 1679.86 | 3004.65 | 3154.90 | 3312.65 | 3478.28 | 3652.18 |
| 532.0 | 18.1391 | 19.0461 | 19.9984 | 20.9983 | 22.0482 | 1451.13 | 1523.69 | 1599.87 | 1679.86 | 1763.86 | 3154.90 | 3312.65 | 3478.28 | 3652.18 | 3834.81 |
| 533.0 | 19.0461 | 19.9984 | 20.9983 | 22.0482 | 23.1506 | 1523.69 | 1599.87 | 1679.86 | 1763.86 | 1852.05 | 3312.65 | 3478.28 | 3652.18 | 3834.81 | 4026.54 |
| 559.0 | 17.0795 | 17.9335 | 18.8302 | 19.7717 | 20.7603 | 1366.36 | 1434.68 | 1506.42 | 1581.74 | 1660.82 | 2970.60 | 3119.14 | 3275.11 | 3438.86 | 3610.79 |
| 560.0 | 17.9335 | 18.8302 | 19.7717 | 20.7603 | 21.7983 | 1434.68 | 1506.42 | 1581.74 | 1660.82 | 1743.86 | 3119.14 | 3275.11 | 3438.86 | 3610.79 | 3791.33 |
| 561.0 | 18.8302 | 19.7717 | 20.7603 | 21.7983 | 22.8882 | 1506.42 | 1581.74 | 1660.82 | 1743.86 | 1831.06 | 3275.11 | 3438.86 | 3610.79 | 3791.33 | 3980.91 |
| 562.0 | 19.7717 | 20.7603 | 21.7983 | 22.8882 | 24.0326 | 1581.74 | 1660.82 | 1743.86 | 1831.06 | 1922.61 | 3438.86 | 3610.79 | 3791.33 | 3980.91 | 4179.95 |
| 563.0 | 20.7603 | 21.7983 | 22.8882 | 24.0326 | 25.2342 | 1660.82 | 1743.86 | 1831.06 | 1922.61 | 2018.74 | 3610.79 | 3791.33 | 3980.91 | 4179.95 | 4388.94 |
| 627.0 | 14.8011 | 15.5412 | 16.3183 | 17.1342 | 17.9909 | 1184.09 | 1243.30 | 1305.46 | 1370.74 | 1439.27 | 2574.33 | 2703.06 | 2838.20 | 2980.13 | 3129.12 |

SCHEDULE D
MANAGEMENT AND
CONFIDENTIAL-TECHNICAL

# CITY OF MODESTO
## SCHEDULE OF SALARY RANGES IN CITY SERVICE FOR FY 87/88
EFFECTIVE 07/07/87

| | HOURLY | | | | | BI-WEEKLY | | | | | MONTHLY | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| RANGE | A | B | C | D | E | A | B | C | D | E | A | B | C | D | E |
| 627.5 | 15.1708 | 15.9293 | 16.7258 | 17.5621 | 18.4402 | 1213.66 | 1274.34 | 1338.06 | 1404.97 | 1475.22 | 2638.62 | 2770.54 | 2909.08 | 3054.55 | 3207.28 |
| 628.0 | 15.5412 | 16.3183 | 17.1342 | 17.9909 | 18.8904 | 1243.30 | 1305.46 | 1370.74 | 1439.27 | 1511.23 | 2703.06 | 2838.20 | 2980.13 | 3129.12 | 3285.57 |
| 628.5 | 15.9293 | 16.7258 | 17.5621 | 18.4402 | 19.3622 | 1274.34 | 1338.06 | 1404.97 | 1475.22 | 1548.98 | 2770.54 | 2909.08 | 3054.55 | 3207.28 | 3367.64 |
| 629.0 | 16.3183 | 17.1342 | 17.9909 | 18.8904 | 19.8349 | 1305.46 | 1370.74 | 1439.27 | 1511.23 | 1586.79 | 2838.20 | 2980.13 | 3129.12 | 3285.57 | 3449.84 |
| 629.5 | 16.7258 | 17.5621 | 18.4402 | 19.3622 | 20.3303 | 1338.06 | 1404.97 | 1475.22 | 1548.98 | 1626.42 | 2909.08 | 3054.55 | 3207.28 | 3367.64 | 3536.00 |
| 630.0 | 17.1342 | 17.9909 | 18.8904 | 19.8349 | 20.8266 | 1370.74 | 1439.27 | 1511.23 | 1586.79 | 1666.13 | 2980.13 | 3129.12 | 3285.57 | 3449.84 | 3622.33 |
| 630.5 | 17.5621 | 18.4402 | 19.3622 | 20.3303 | 21.3468 | 1404.97 | 1475.22 | 1548.98 | 1626.42 | 1707.74 | 3054.55 | 3207.28 | 3367.64 | 3536.00 | 3712.80 |
| 631.0 | 17.9909 | 18.8904 | 19.8349 | 20.8266 | 21.8679 | 1439.27 | 1511.23 | 1586.79 | 1666.13 | 1749.43 | 3129.12 | 3285.57 | 3449.84 | 3622.33 | 3803.44 |
| 631.5 | 18.4402 | 19.3622 | 20.3303 | 21.3468 | 22.4141 | 1475.22 | 1548.98 | 1626.42 | 1707.74 | 1793.13 | 3207.28 | 3367.64 | 3536.00 | 3712.80 | 3898.44 |
| 632.0 | 18.8904 | 19.8349 | 20.8266 | 21.8679 | 22.9613 | 1511.23 | 1586.79 | 1666.13 | 1749.43 | 1836.90 | 3285.57 | 3449.84 | 3622.33 | 3803.44 | 3993.60 |
| 632.5 | 19.3622 | 20.3303 | 21.3468 | 22.4141 | 23.5348 | 1548.98 | 1626.42 | 1707.74 | 1793.13 | 1882.78 | 3367.64 | 3536.00 | 3712.80 | 3898.44 | 4093.35 |
| 633.0 | 19.8349 | 20.8266 | 21.8679 | 22.9613 | 24.1094 | 1586.79 | 1666.13 | 1749.43 | 1836.90 | 1928.75 | 3449.84 | 3622.33 | 3803.44 | 3993.60 | 4193.30 |
| 633.5 | 20.3303 | 21.3468 | 22.4141 | 23.5348 | 24.7115 | 1626.42 | 1707.74 | 1793.13 | 1882.78 | 1976.92 | 3536.00 | 3712.80 | 3898.44 | 4093.35 | 4298.02 |

SCHEDULE E
CONFIDENTIAL-CLERICAL

# CITY OF MODESTO
## SCHEDULE OF SALARY RANGES IN CITY SERVICE FOR FY 87/88
EFFECTIVE 07/07/87

| | HOURLY | | | | | BI-WEEKLY | | | | | MONTHLY | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| RANGE | A | B | C | D | E | A | B | C | D | E | A | B | C | D | E |
| 412.1 | 6.4962 | 6.8210 | 7.1621 | 7.5202 | 7.8962 | 519.70 | 545.68 | 572.97 | 601.62 | 631.70 | 1129.88 | 1186.36 | 1245.69 | 1307.98 | 1373.38 |
| 412.6 | 6.6588 | 6.9917 | 7.3413 | 7.7084 | 8.0938 | 532.70 | 559.34 | 587.30 | 616.67 | 647.50 | 1158.14 | 1216.06 | 1276.85 | 1340.70 | 1407.73 |
| 413.1 | 6.8210 | 7.1621 | 7.5202 | 7.8962 | 8.2910 | 545.68 | 572.97 | 601.62 | 631.70 | 663.28 | 1186.36 | 1245.69 | 1307.98 | 1373.38 | 1442.04 |
| 413.6 | 6.9917 | 7.3413 | 7.7084 | 8.0938 | 8.4985 | 559.34 | 587.30 | 616.67 | 647.50 | 679.88 | 1216.06 | 1276.85 | 1340.70 | 1407.73 | 1478.13 |
| 414.1 | 7.1621 | 7.5202 | 7.8962 | 8.2910 | 8.7056 | 572.97 | 601.62 | 631.70 | 663.28 | 696.45 | 1245.69 | 1307.98 | 1373.38 | 1442.04 | 1514.15 |
| 414.6 | 7.3413 | 7.7084 | 8.0938 | 8.4985 | 8.9234 | 587.30 | 616.67 | 647.50 | 679.88 | 713.87 | 1276.85 | 1340.70 | 1407.73 | 1478.13 | 1552.02 |
| 415.1 | 7.5202 | 7.8962 | 8.2910 | 8.7056 | 9.1409 | 601.62 | 631.70 | 663.28 | 696.45 | 731.27 | 1307.98 | 1373.38 | 1442.04 | 1514.15 | 1589.85 |
| 415.6 | 7.7084 | 8.0938 | 8.4985 | 8.9234 | 9.3696 | 616.67 | 647.50 | 679.88 | 713.87 | 749.57 | 1340.70 | 1407.73 | 1478.13 | 1552.02 | 1629.64 |
| 416.1 | 7.8962 | 8.2910 | 8.7056 | 9.1409 | 9.5979 | 631.70 | 663.28 | 696.45 | 731.27 | 767.83 | 1373.38 | 1442.04 | 1514.15 | 1589.85 | 1669.34 |
| 416.6 | 8.0938 | 8.4985 | 8.9234 | 9.3696 | 9.8381 | 647.50 | 679.88 | 713.87 | 749.57 | 787.05 | 1407.73 | 1478.13 | 1552.02 | 1629.64 | 1711.13 |
| 417.1 | 8.2910 | 8.7056 | 9.1409 | 9.5979 | 10.0778 | 663.28 | 696.45 | 731.27 | 767.83 | 806.22 | 1442.04 | 1514.15 | 1589.85 | 1669.34 | 1752.80 |
| 417.6 | 8.4985 | 8.9234 | 9.3696 | 9.8381 | 10.3300 | 679.88 | 713.87 | 749.57 | 787.05 | 826.40 | 1478.13 | 1552.02 | 1629.64 | 1711.13 | 1796.68 |
| 418.1 | 8.7056 | 9.1409 | 9.5979 | 10.0778 | 10.5817 | 696.45 | 731.27 | 767.83 | 806.22 | 846.54 | 1514.15 | 1589.85 | 1669.34 | 1752.80 | 1840.46 |
| 418.6 | 8.9234 | 9.3696 | 9.8381 | 10.3300 | 10.8465 | 713.87 | 749.57 | 787.05 | 826.40 | 867.72 | 1552.02 | 1629.64 | 1711.13 | 1796.68 | 1886.51 |
| 419.1 | 9.1409 | 9.5979 | 10.0778 | 10.5817 | 11.1108 | 731.27 | 767.83 | 806.22 | 846.54 | 888.86 | 1589.85 | 1669.34 | 1752.80 | 1840.46 | 1932.47 |
| 419.6 | 9.3696 | 9.8381 | 10.3300 | 10.8465 | 11.3888 | 749.57 | 787.05 | 826.40 | 867.72 | 911.10 | 1629.64 | 1711.13 | 1796.68 | 1886.51 | 1980.82 |
| 420.1 | 9.5979 | 10.0778 | 10.5817 | 11.1108 | 11.6663 | 767.83 | 806.22 | 846.54 | 888.86 | 933.30 | 1669.34 | 1752.80 | 1840.46 | 1932.47 | 2029.09 |
| 420.6 | 9.8381 | 10.3300 | 10.8465 | 11.3888 | 11.9582 | 787.05 | 826.40 | 867.72 | 911.10 | 956.66 | 1711.13 | 1796.68 | 1886.51 | 1980.82 | 2079.87 |
| 421.1 | 10.0778 | 10.5817 | 11.1108 | 11.6663 | 12.2496 | 806.22 | 846.54 | 888.86 | 933.30 | 979.97 | 1752.80 | 1840.46 | 1932.47 | 2029.09 | 2130.55 |
| 421.6 | 10.3300 | 10.8465 | 11.3888 | 11.9582 | 12.5561 | 826.40 | 867.72 | 911.10 | 956.66 | 1004.49 | 1796.68 | 1886.51 | 1980.82 | 2079.87 | 2183.86 |
| 422.1 | 10.5817 | 11.1108 | 11.6663 | 12.2496 | 12.8621 | 846.54 | 888.86 | 933.30 | 979.97 | 1028.97 | 1840.46 | 1932.47 | 2029.09 | 2130.55 | 2237.08 |
| 422.6 | 10.8465 | 11.3888 | 11.9582 | 12.5561 | 13.1839 | 867.72 | 911.10 | 956.66 | 1004.49 | 1054.71 | 1886.51 | 1980.82 | 2079.87 | 2183.86 | 2293.05 |
| 423.1 | 11.1108 | 11.6663 | 12.2496 | 12.8621 | 13.5052 | 888.86 | 933.30 | 979.97 | 1028.97 | 1080.42 | 1932.47 | 2029.09 | 2130.55 | 2237.08 | 2348.94 |
| 423.6 | 11.3888 | 11.9582 | 12.5561 | 13.1839 | 13.8431 | 911.10 | 956.66 | 1004.49 | 1054.71 | 1107.45 | 1980.82 | 2079.87 | 2183.86 | 2293.05 | 2407.71 |

EXHIBIT E

Schedule F
Unclassified Management and
Council Appointees

CITY OF MODESTO
SCHEDULE OF SALARY RANGES IN CITY SERVICE FOR THE FY 87-88
Effective July 7, 1987

| Council\Appointed | Rate | A | B | C | D | E |
|---|---|---|---|---|---|---|
| City Manager | Hourly | | | | | 36.6793 |
| | Biweekly | | | | | 2,934.34 |
| | Monthly | | | | | 6,379.53 |
| City Attorney | Hourly | | | | | 32.9996 |
| | Biweekly | | | | | 2,639.97 |
| | Monthly | | | | | 5,739.56 |
| City Clerk and Auditor | Hourly | 17.0630 | 17.9161 | 18.8119 | 19.7525 | 20.7401 |
| | Biweekly | 1,365.04 | 1,433.29 | 1,504.95 | 1,580.20 | 1,659.21 |
| | Monthly | 2,967.73 | 3,116.12 | 3,271.93 | 3,435.53 | 3,607.31 |
| **Unclassified\Management** | | | | | | |
| Deputy City Manager | Hourly | 25.5748 | 26.8535 | 28.1961 | 29.6059 | 31.0861 |
| | Biweekly | 2,045.98 | 2,148.28 | 2,255.69 | 2,368.47 | 2,486.89 |
| | Monthly | 4,448.16 | 4,670.57 | 4,904.12 | 5,149.33 | 5,406.80 |
| Director of Engineering Services | Hourly | 22.6615 | 23.7946 | 24.9844 | 26.2336 | 27.5453 |
| | Biweekly | 1,812.92 | 1,903.57 | 1,998.75 | 2,098.69 | 2,203.62 |
| | Monthly | 3,941.47 | 4,138.54 | 4,345.47 | 4,562.74 | 4,790.88 |
| Director of Finance | Hourly | 22.6615 | 23.7946 | 24.9844 | 26.2336 | 27.5453 |
| | Biweekly | 1,812.92 | 1,903.57 | 1,998.75 | 2,098.69 | 2,203.62 |
| | Monthly | 3,941.47 | 4,138.54 | 4,345.47 | 4,562.74 | 4,790.88 |
| Director of Parking and Traffic | Hourly | 22.6615 | 23.7946 | 24.9844 | 26.2336 | 27.5453 |
| | Biweekly | 1,812.92 | 1,903.57 | 1,998.75 | 2,098.69 | 2,203.62 |
| | Monthly | 3,941.47 | 4,138.54 | 4,345.47 | 4,562.74 | 4,790.88 |

EXHIBIT F

070687

BUD3/27wp

SCHEDULE F - Page 2
Unclassified Management and
Council Appointees
Salary Ranges Effective July 7, 1987

| Unclassified\Management (Cont'd.) | Rate | A | B | C | D | E |
|---|---|---|---|---|---|---|
| Director of Parks and Recreation | Hourly | 24.2811 | 25.4951 | 26.7699 | 28.1084 | 29.5138 |
| | Biweekly | 1,942.49 | 2,039.61 | 2,141.59 | 2,248.67 | 2,361.10 |
| | Monthly | 4,223.15 | 4,434.31 | 4,656.03 | 4,888.83 | 5,133.27 |
| Director of Planning and Community Development | Hourly | 22.6615 | 23.7946 | 24.9844 | 26.2336 | 27.5453 |
| | Biweekly | 1,812.92 | 1,903.57 | 1,998.75 | 2,098.69 | 2,203.62 |
| | Monthly | 3,941.47 | 4,138.54 | 4,345.47 | 4,562.74 | 4,790.88 |
| Director of Utility Services | Hourly | 24.2811 | 25.4951 | 26.7699 | 28.1084 | 29.5138 |
| | Biweekly | 1,942.49 | 2,039.61 | 2,141.59 | 2,248.67 | 2,361.10 |
| | Monthly | 4,223.15 | 4,434.31 | 4,656.03 | 4,888.83 | 5,133.27 |
| Fire Chief | Hourly | 24.2811 | 25.4951 | 26.7699 | 28.1084 | 29.5138 |
| | Biweekly | 1,942.49 | 2,039.61 | 2,141.59 | 2,248.67 | 2,361.10 |
| | Monthly | 4,223.15 | 4,434.31 | 4,656.03 | 4,888.83 | 5,133.27 |
| Chief of Police | Hourly | 25.2331 | 26.4948 | 27.8195 | 29.2105 | 30.6710 |
| | Biweekly | 2,018.65 | 2,119.58 | 2,225.56 | 2,336.84 | 2,453.68 |
| | Monthly | 4,388.74 | 4,608.18 | 4,838.59 | 5,080.52 | 5,334.55 |
| Economic Development Manager | Hourly | 21.3004 | 22.3654 | 23.4836 | 24.6578 | 25.8906 |
| | Biweekly | 1,704.03 | 1,789.23 | 1,878.69 | 1,972.62 | 2,071.25 |
| | Monthly | 3,704.72 | 3,889.96 | 4,084.46 | 4,288.68 | 4,503.11 |

SCHEDULE G
"Y" RATES

# CITY OF MODESTO
## SCHEDULE OF SALARY RANGES IN CITY SERVICE FOR FY 87/88
EFFECTIVE 07/07/87

| RANGE | HOURLY A | HOURLY B | HOURLY C | HOURLY D | HOURLY E | BI-WEEKLY A | BI-WEEKLY B | BI-WEEKLY C | BI-WEEKLY D | BI-WEEKLY E | MONTHLY A | MONTHLY B | MONTHLY C | MONTHLY D | MONTHLY E |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| 718.5 | 8.9906 | 9.4401 | 9.9121 | 10.4077 | 10.9281 | 719.25 | 755.21 | 792.97 | 832.62 | 874.25 | 1563.72 | 1641.90 | 1724.00 | 1810.20 | 1900.71 |
| 719.5 | 9.4401 | 9.9121 | 10.4077 | 10.9281 | 11.4745 | 755.21 | 792.97 | 832.62 | 874.25 | 917.96 | 1641.90 | 1724.00 | 1810.20 | 1900.71 | 1995.74 |
| 720.5 | 9.9121 | 10.4077 | 10.9281 | 11.4745 | 12.0482 | 792.97 | 832.62 | 874.25 | 917.96 | 963.86 | 1724.00 | 1810.20 | 1900.71 | 1995.74 | 2095.53 |
| 721.5 | 10.4077 | 10.9281 | 11.4745 | 12.0482 | 12.6506 | 832.62 | 874.25 | 917.96 | 963.86 | 1012.05 | 1810.20 | 1900.71 | 1995.74 | 2095.53 | 2200.30 |
| 722.5 | 10.9281 | 11.4745 | 12.0482 | 12.6506 | 13.2831 | 874.25 | 917.96 | 963.86 | 1012.05 | 1062.65 | 1900.71 | 1995.74 | 2095.53 | 2200.30 | 2310.31 |

EXHIBIT G

CITY OF MODESTO
ALPHABETICAL LISTING OF CLASSIFICATIONS IN CITY SERVICE
1987-88
(Effective 7-7-87.)

| Range No. | Title of Classification |
|---|---|
| 115.5 | Account Clerk |
| 422.0 | Accountant I |
| 426.0 | Accountant II |
| 119.5 | Accounting Technician |
| 123.0 | Accounts Examiner |
| 422.0 | Administrative Analyst I |
| 426.0 | Administrative Analyst II |
| 117.5 | Administrative Clerk |
| 118.5 | Administrative Clerk - Police |
| 432.0 | Airport Manager |
| 424.5 | Airport Maintenance Supervisor |
| 116.5 | Animal Control Officer I |
| 118.5 | Animal Control Officer II |
| 426.5 | Arborist |
| 633.0 | Assistant Chief of Police |
| 437.0 | Assistant City Attorney |
| 422.5 | Assistant City Clerk |
| 429.0 | Assistant Civil Engineer |
| 433.0 | Assistant Director - Community Center |
| 433.0 | Assistant Director of Parks & Recreation |
| 436.0 | Assistant Director of Utility Services |
| 122.5 | Assistant Electrician |
| 123.0 | Assistant Industrial Waste Inspector |
| 425.5 | Assistant Parks Construction Supervisor |
| 426.0 | Assistant Planner |
| 427.0 | Assistant Risk Manager |
| 426.0 | Assistant Shop Supervisor |
| 433.0 | Assistant to the City Manager |
| 432.0 | Associate Civil Engineer |
| 429.0 | Associate Planner |
| 420.5 | Benefits Technician |
| 428.0 | Budget Analyst |
| 122.5 | Building Inspector I |
| 125.5 | Building Inspector II |
| 426.5 | Building Maintenance Supervisor |
| 120.5 | Building Maintenance Worker |

| Range No. | Title of Classification |
|---|---|
| 120.5 | Cement Mason |
| 434.0 | Chief Building Official |
| 430.0 | Chief Electrician |
| N/A | Chief of Police |
| 428.0 | Chief of Survey Party |
| N/A | City Attorney |
| N/A | City Clerk and Auditor |
| N/A | City Manager |
| 119.5 | Civil Engineering Technician I |
| 122.5 | Civil Engineering Technician II |
| 125.5 | Civil Engineering Technician III |
| 127.5 | Civil Engineering Technician IV |
| 114.5 | Clerk Typist |
| 414.6 | Clerk Typist (Confidential) |
| 124.0 | Coach Mechanic |
| 419.5 | Claims Representative |
| 119.5 | Code Enforcement Specialist |
| 424.0 | Collections Supervisor |
| 426.5 | Community Center Events Coordinator |
| 426.5 | Community Center Operations Supervisor |
| 120.5 | Community Service Officer |
| 118.5 | Computer Operator |
| 127.5 | Construction Inspector |
| 124.5 | Crime Analyst |
| 118.5 | Data Processing Technician |
| 430.0 | Data Processing Manager |
| 427.0 | Deputy City Attorney I |
| 429.0 | Deputy City Attorney II |
| 420.5 | Deputy City Clerk |
| N/A | Deputy City Manager |
| 312.0 | Detective |
| N/A | Director of Engineering Services |
| N/A | Director of Finance |
| N/A | Director of Management Services |
| N/A | Director of Parking and Traffic |

EXHIBIT H

| Range No. | Title of Classification |
|---|---|
| N/A | Director of Parks and Recreation |
| N/A | Director of Planning and Community Development |
| N/A | Director of Utility Services |
| N/A | Economic Development Manager |
| 428.5 | Electrical Supervisor |
| 118.5 | Electrical Technician I |
| 120.5 | Electrical Technician II |
| 127.0 | Electrician |
| 116.5 | Engineering Contracts Specialist |
| 428.0 | Engineering Systems Manager |
| 122.5 | Equipment Crew Leader |
| 122.0 | Equipment Mechanic |
| 120.5 | Equipment Operator |
| 121.5 | Equipment Operator - Backhoe |
| 119.0 | Equipment Service Worker I |
| 120.5 | Equipment Service Worker II |
| 118.5 | Evidence and Property Specialist |
| 424.0 | Executive Assistant |
| 420.5 | Executive Secretary |
| 435.0 | Finance Division Manager |
| 531.0 | Fire Battalion Chief |
| 581.0 | Fire Battalion Chief (PERS Option) |
| 214.0 | Fire Captain |
| 264.0 | Fire Captain (PERS Option) |
| N/A | Fire Chief |
| 212.0 | Fire Engineer |
| 262.0 | Fire Engineer (PERS Option) |
| 123.0 | Fire Equipment Mechanic |
| 210.0 | Fire Fighter |
| 261.0 | Fire Fighter (PERS Option) |
| 208.0 | Fire Fighter Trainee |
| 123.5 | Fire Prevention Technician |
| 117.5 | Graphics and Drafting Technician |

| Range No. | Title of Classification |
|---|---|
| 426.0 | Historical Buildings Supervisor |
| 122.0 | Housing Conservationist |
| 122.0 | Housing Financial Specialist |
| 432.0 | Housing Program Officer |
| 122.0 | Housing Rehabilitation Specialist I |
| 125.0 | Housing Rehabilitation Specialist II |
| 123.0 | Industrial Waste Inspector I |
| 125.0 | Industrial Waste Inspector II |
| 128.0 | Instrument Repair Technician |
| 116.5 | Janitor |
| 122.5 | Janitor Supervisor |
| 126.0 | Junior Civil Engineer |
| 122.5 | Laboratory Technician |
| 113.5 | Laborer (Hourly rate only) |
| 426.0 | Landscape Designer |
| 126.0 | Lead Coach Mechanic |
| 124.0 | Lead Equipment Mechanic |
| 122.5 | Lead Traffic Painter |
| 418.6 | Legal Secretary |
| 423.5 | Legal Services Supervisor |
| 420.5 | Legal Services Technician |
| 120.5 | Maintenance Mechanic |
| 121.0 | Maintenance Mechanic - Parks |
| 121.0 | Maintenance Mechanic - Pumps |
| 122.0 | Maintenance Mechanic Crew Leader - Parks |
| 122.0 | Maintenance Mechanic Crew Leader - Pumps |
| 116.5 | Maintenance Worker I |
| 118.5 | Maintenance Worker II |
| 113.5 | Maintenance Worker Trainee |
| 428.0 | Management Analyst |
| 120.5 | Meter Reader/Repair Worker |
| 120.5 | Motor Sweeper Operator |
| 424.0 | Museum Supervisor |

| Range No. | Title of Classification |
|---|---|
| 122.5 | Nursery Propagator |
| 109.5 | Office Aide |
| 112.5 | Office Clerk |
| 412.6 | Office Clerk (Confidential) |
| 422.5 | Office Services Supervisor |
| 422.0 | Office Supervisor |
| 429.0 | Parking and Traffic Superintendent |
| 120.5 | Parking Meter Worker |
| 422.0 | Parks Construction Supervisor |
| 120.5 | Parks Crew Leader |
| 720.5 | Parks Crew Leader (Y Rate) |
| 424.5 | Parks Maintenance Supervisor I |
| 426.5 | Parks Maintenance Supervisor II |
| 429.0 | Parks Superintendent |
| 421.5 | Payroll Technician |
| 426.0 | Personnel Analyst |
| 432.0 | Personnel Manager |
| 419.5 | Personnel Technician |
| 126.5 | Plan Review Engineer |
| 117.5 | Planning Technician I |
| 120.5 | Planning Technician II |
| 123.5 | Planning Technician III |
| 123.0 | Plant Mechanic |
| 425.0 | Plant Mechanical Maintenance Supervisor |
| 632.0 | Police Captain |
| 114.5 | Police Clerk |
| 630.0 | Police Lieutenant |
| 310.0 | Police Officer |
| 308.0 | Police Officer Trainee |
| 425.0 | Police Records Supervisor |
| 628.0 | Police Sergeant |
| 432.0 | Principal Planner |
| 115.5 | Printing Services Operator |
| 113.5 | Printing Services Trainee |
| 123.0 | Programmer Analyst I |
| 126.0 | Programmer Analyst II |

| Range No. | Title of Classification |
|---|---|
| 430.0 | Property Agent |
| 426.0 | Public Information Officer |
| 124.0 | Public Services Inspector |
| 427.0 | Public Services Supervisor |
| 120.5 | Public Works Line Worker |
| 424.5 | Public Works Supervisor I |
| 426.5 | Public Works Supervisor II |
| 124.0 | Purchasing Assistant |
| 430.0 | Purchasing Officer |
| 112.5 | Receptionist |
| 429.0 | Recreation Superintendent |
| 426.0 | Recreation Supervisor |
| 426.0 | Recycling Program Coordinator |
| 432.0 | Risk Manager |
| 433.0 | Sanitary Engineer |
| 425.0 | Secondary Treatment Site Supervisor |
| 418.6 | Secretary |
| 127.5 | Senior Building Inspector |
| 426.0 | Senior Buyer |
| 434.0 | Senior Civil Engineer |
| 120.5 | Senior Computer Operator |
| 126.5 | Senior Construction Inspector |
| 432.0 | Senior Deputy City Attorney I |
| 435.0 | Senior Deputy City Attorney II |
| 116.5 | Senior Microfilm & Graphics Technician |
| 416.5 | Senior Personnel Clerk |
| 116.5 | Senior Police Clerk |
| 118.5 | Senior Printing Services Operator |
| 428.0 | Senior Programmer Analyst |
| 120.5 | Senior Storeskeeper |
| 123.0 | Senior Wastewater Treat. Plant Operator |
| 418.6 | Senior Word Processing Technician |
| 429.0 | Shop Supervisor |
| 424.5 | Social Services Coordinator |
| 430.0 | Solid Waste Program Manager |

| Range No. | Title of Classification |
|---|---|
| 115.5 | Stenographer Clerk |
| 415.6 | Stenographer Clerk (Confidential) |
| 118.5 | Storeskeeper |
| 429.0 | Streets Maintenance Superintendent |
| 120.5 | Street Trees Crew Leader |
| 430.0 | Supervising Accountant |
| 430.0 | Supervising Building Inspector |
| 430.0 | Supervising Construction Inspector |
| 428.0 | Supervising Housing Rehabilitation Spec't |
| 117.5 | Supply Specialist |
| 430.0 | Systems & Procedures Accountant |
| 434.0 | Traffic Engineer |
| 126.5 | Traffic Engineering Technician |
| 120.5 | Traffic Painter |
| 426.0 | Training Coordinator |
| 429.0 | Transit Manager |
| 427.0 | Treasury Accountant |
| 120.5 | Tree Trimmer |
| 720.5 | Tree Trimmer (Y-Rate) |
| 122.5 | Tree Trimmer Crew Leader |
| 424.5 | Warehouse Supervisor |
| 118.5 | Wastewater Treatment Plant Attendant |
| 120.5 | Wastewater Treatment Plant Operator |
| 429.0 | Wastewater Treatment Plant Supervisor |
| 432.0 | Water Quality Control Superintendent |
| 422.0 | Word Processing System Supervisor |
| 415.6 | Word Processing Technician I |
| 416.6 | Word Processing Technician II |
| 425.0 | Zoning Inspector |

Totals: 14 City Manager, Department Heads
213 Other
227

SCHEDULE X
SPECIAL ASSIGNMENT

CITY OF MODESTO
SCHEDULE OF SALARY RANGES IN CITY SERVICE FOR FY 87/88
EFFECTIVE 07/07/87

| | HOURLY | | | | | BI-WEEKLY | | | | | MONTHLY | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| RANGE | A | B | C | D | E | A | B | C | D | E | A | B | C | D | E |
| 299.1 | 15.3605 | 16.1285 | 16.9349 | 17.7616 | 18.6707 | 1228.84 | 1290.28 | 1354.79 | 1422.53 | 1493.66 | 2671.62 | 2805.20 | 2945.45 | 3092.72 | 3247 |
| 299.2 | 16.1285 | 16.9349 | 17.7816 | 18.6707 | 19.6042 | 1290.28 | 1354.79 | 1422.53 | 1493.66 | 1566.34 | 2805.20 | 2945.45 | 3092.72 | 3247.37 | 3405 |

EXHIBIT X

SCHEDULE Y
FIRE MANAGEMENT
CONVERSION SCHEDULE

# CITY OF MODESTO
## SCHEDULE OF SALARY RANGES IN CITY SERVICE FOR FY 87/88
EFFECTIVE 07/07/87

| | HOURLY | | | | | BI-WEEKLY | | | | | MONTHLY | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| RANGE | A | B | C | D | E | A | B | C | D | E | A | B | C | D | E |
| 829.0 | 11.1921 | 11.7517 | 12.3393 | 12.9563 | 13.6041 | 1253.52 | 1316.19 | 1382.00 | 1451.11 | 1523.66 | 2725.28 | 2861.53 | 3004.61 | 3154.86 | 3312.59 |
| 830.0 | 11.7517 | 12.3393 | 12.9563 | 13.6041 | 14.2843 | 1316.19 | 1382.00 | 1451.11 | 1523.66 | 1599.84 | 2861.53 | 3004.61 | 3154.86 | 3312.59 | 3478.21 |
| 831.0 | 12.3393 | 12.9563 | 13.6041 | 14.2843 | 14.9985 | 1382.00 | 1451.11 | 1523.66 | 1599.84 | 1679.83 | 3004.61 | 3154.86 | 3312.59 | 3478.21 | 3652.12 |
| 832.0 | 12.9563 | 13.6041 | 14.2843 | 14.9985 | 15.7484 | 1451.11 | 1523.66 | 1599.84 | 1679.83 | 1763.82 | 3154.86 | 3312.59 | 3478.21 | 3652.12 | 3834.72 |
| 833.0 | 13.6041 | 14.2843 | 14.9985 | 15.7484 | 16.5358 | 1523.66 | 1599.84 | 1679.83 | 1763.82 | 1852.01 | 3312.59 | 3478.21 | 3652.12 | 3834.72 | 4026.45 |
| 859.0 | 12.1993 | 12.8093 | 13.4498 | 14.1223 | 14.8284 | 1366.32 | 1434.64 | 1506.38 | 1581.70 | 1660.78 | 2970.52 | 3119.05 | 3275.02 | 3438.77 | 3610.70 |
| 860.0 | 12.8093 | 13.4498 | 14.1223 | 14.8284 | 15.5698 | 1434.64 | 1506.38 | 1581.70 | 1660.78 | 1743.82 | 3119.05 | 3275.02 | 3438.77 | 3610.70 | 3791.24 |
| 861.0 | 13.4498 | 14.1223 | 14.8284 | 15.5698 | 16.3483 | 1506.38 | 1581.70 | 1660.78 | 1743.82 | 1831.01 | 3275.02 | 3438.77 | 3610.70 | 3791.24 | 3980.80 |
| 862.0 | 14.1223 | 14.8284 | 15.5698 | 16.3483 | 17.1657 | 1581.70 | 1660.78 | 1743.82 | 1831.01 | 1922.56 | 3438.77 | 3610.70 | 3791.24 | 3980.80 | 4179.84 |
| 863.0 | 14.8284 | 15.5698 | 16.3483 | 17.1657 | 18.0240 | 1660.78 | 1743.82 | 1831.01 | 1922.56 | 2018.69 | 3610.70 | 3791.24 | 3980.80 | 4179.84 | 4388.83 |

EXHIBIT Y

SCHEDULE Z
FIRE PREVENTION BUREAU
CONVERSION SCHEDULE

# CITY OF MODESTO
## SCHEDULE OF SALARY RANGES IN CITY SERVICE FOR FY 87/88
EFFECTIVE 07/07/87

| | HOURLY | | | | | BI-WEEKLY | | | | | MONTHLY | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| RANGE | A | B | C | D | E | A | B | C | D | E | A | B | C | D | E |
| 908.0 | 10.3404 | 10.8574 | 11.4003 | 11.9703 | 12.5688 | 827.23 | 868.59 | 912.02 | 957.62 | 1005.50 | 1798.48 | 1888.40 | 1982.82 | 2081.96 | 2186.06 |
| 909.0 | 10.8574 | 11.4003 | 11.9703 | 12.5688 | 13.1972 | 868.59 | 912.02 | 957.62 | 1005.50 | 1055.78 | 1888.40 | 1982.82 | 2081.96 | 2186.06 | 2295.37 |
| 910.0 | 11.4003 | 11.9703 | 12.5688 | 13.1972 | 13.8571 | 912.02 | 957.62 | 1005.50 | 1055.78 | 1108.57 | 1982.82 | 2081.96 | 2186.06 | 2295.37 | 2410.14 |
| 910.5 | 11.6855 | 12.2698 | 12.8833 | 13.5275 | 14.2039 | 934.84 | 981.58 | 1030.66 | 1082.20 | 1136.31 | 2032.44 | 2134.05 | 2240.76 | 2352.81 | 2470.45 |
| 911.0 | 11.9703 | 12.5688 | 13.1972 | 13.8571 | 14.5500 | 957.62 | 1005.50 | 1055.78 | 1108.57 | 1164.00 | 2081.96 | 2186.06 | 2295.37 | 2410.14 | 2530.65 |
| 911.5 | 12.2698 | 12.8833 | 13.5275 | 14.2039 | 14.9141 | 981.58 | 1030.66 | 1082.20 | 1136.31 | 1193.13 | 2134.05 | 2240.76 | 2352.81 | 2470.45 | 2593.98 |
| 912.0 | 12.5688 | 13.1972 | 13.8571 | 14.5500 | 15.2775 | 1005.50 | 1055.78 | 1108.57 | 1164.00 | 1222.20 | 2186.06 | 2295.37 | 2410.14 | 2530.65 | 2657.19 |
| 912.5 | 12.8833 | 13.5275 | 14.2039 | 14.9141 | 15.6598 | 1030.66 | 1082.20 | 1136.31 | 1193.13 | 1252.78 | 2240.76 | 2352.81 | 2470.45 | 2593.98 | 2723.67 |
| 913.0 | 13.1972 | 13.8571 | 14.5500 | 15.2775 | 16.0414 | 1055.78 | 1108.57 | 1164.00 | 1222.20 | 1283.31 | 2295.37 | 2410.14 | 2530.65 | 2657.19 | 2790.04 |
| 913.5 | 13.5275 | 14.2039 | 14.9141 | 15.6598 | 16.4428 | 1082.20 | 1136.31 | 1193.13 | 1252.78 | 1315.42 | 2352.81 | 2470.45 | 2593.98 | 2723.67 | 2859.85 |
| 914.0 | 13.8571 | 14.5500 | 15.2775 | 16.0414 | 16.8435 | 1108.57 | 1164.00 | 1222.20 | 1283.31 | 1347.48 | 2410.14 | 2530.65 | 2657.19 | 2790.04 | 2929.56 |
| 914.5 | 14.2039 | 14.9141 | 15.6598 | 16.4428 | 17.2649 | 1136.31 | 1193.13 | 1252.78 | 1315.42 | 1381.19 | 2470.45 | 2593.98 | 2723.67 | 2859.85 | 3002.85 |
| 958.0 | 11.2710 | 11.8346 | 12.4263 | 13.0476 | 13.7000 | 901.68 | 946.77 | 994.10 | 1043.81 | 1096.00 | 1960.34 | 2058.37 | 2161.27 | 2269.35 | 2382.81 |
| 959.0 | 11.8346 | 12.4263 | 13.0476 | 13.7000 | 14.3850 | 946.77 | 994.10 | 1043.81 | 1096.00 | 1150.80 | 2058.37 | 2161.27 | 2269.35 | 2382.81 | 2501.95 |
| 960.0 | 12.4263 | 13.0476 | 13.7000 | 14.3850 | 15.1043 | 994.10 | 1043.81 | 1096.00 | 1150.80 | 1208.34 | 2161.27 | 2269.35 | 2382.81 | 2501.95 | 2627.05 |
| 960.5 | 12.7372 | 13.3741 | 14.0428 | 14.7449 | 15.4821 | 1018.98 | 1069.93 | 1123.42 | 1179.59 | 1238.57 | 2215.36 | 2326.13 | 2442.43 | 2564.55 | 2692.78 |
| 961.0 | 13.0476 | 13.7000 | 14.3850 | 15.1043 | 15.8595 | 1043.81 | 1096.00 | 1150.80 | 1208.34 | 1268.76 | 2269.35 | 2382.81 | 2501.95 | 2627.05 | 2758.41 |
| 961.5 | 13.3741 | 14.0428 | 14.7449 | 15.4821 | 16.2562 | 1069.93 | 1123.42 | 1179.59 | 1238.57 | 1300.50 | 2326.13 | 2442.43 | 2564.55 | 2692.78 | 2827.42 |
| 962.0 | 13.7000 | 14.3850 | 15.1043 | 15.8595 | 16.6525 | 1096.00 | 1150.80 | 1208.34 | 1268.76 | 1332.20 | 2382.81 | 2501.95 | 2627.05 | 2758.41 | 2896.34 |
| 962.5 | 14.0428 | 14.7449 | 15.4821 | 16.2562 | 17.0690 | 1123.42 | 1179.59 | 1238.57 | 1300.50 | 1365.52 | 2442.43 | 2564.55 | 2692.78 | 2827.42 | 2968.78 |
| 963.0 | 14.3850 | 15.1043 | 15.8595 | 16.6525 | 17.4851 | 1150.80 | 1208.34 | 1268.76 | 1332.20 | 1398.81 | 2501.95 | 2627.05 | 2758.41 | 2896.34 | 3041.15 |
| 963.5 | 14.7449 | 15.4821 | 16.2562 | 17.0690 | 17.9225 | 1179.59 | 1238.57 | 1300.50 | 1365.52 | 1433.80 | 2564.55 | 2692.78 | 2827.42 | 2968.78 | 3117.22 |
| 964.0 | 15.1043 | 15.8595 | 16.6525 | 17.4851 | 18.3594 | 1208.34 | 1268.76 | 1332.20 | 1398.81 | 1468.75 | 2627.05 | 2758.41 | 2896.34 | 3041.15 | 3193.21 |
| 964.5 | 15.4821 | 16.2562 | 17.0690 | 17.9225 | 18.8186 | 1238.57 | 1300.50 | 1365.52 | 1433.80 | 1505.49 | 2692.78 | 2827.42 | 2968.78 | 3117.22 | 3273.09 |

EXHIBIT 2

MODESTO CITY COUNCIL
RESOLUTION NO. 87-567

A RESOLUTION AUTHORIZING THE PAYMENT OF CERTAIN GROUP HEALTH, DENTAL AND VISION INSURANCE PREMIUM RATES OR PORTIONS THEREOF.

WHEREAS, the City of Modesto has a group health insurance plan for its employees and their dependents, and

WHEREAS, the City of Modesto has a group dental insurance plan for its employees and their dependents, and

WHEREAS, some employees of the City of Modesto are provided a group vision insurance plan, and

WHEREAS, some employees of the City of Modesto, pursuant to provisions in Memoranda of Understanding, subscribe for health, dental and vision insurance coverage under a group plan administered by the Operating Engineers Union Local No. 3, and

WHEREAS, some employees of the City of Modesto, pursuant to provisions in Memoranda of Understanding, subscribe for health insurance coverage under a group plan administered by the California Federated Fire Fighters Association and dental insurance under the City's dental insurance plan, and

WHEREAS, some employees of the City of Modesto subscribe for health insurance coverage under a group plan administered by the health maintenance organization TAKE CARE, dental insurance under the City's dental insurance plan, and vision insurance under the City's vision insurance plan, and

WHEREAS, some employees of the City of Modesto subscribe for health insurance coverage under a group plan administered by the health maintenance

organization AVMED, dental insurance under the City's dental insurance plan, and vision insurance under the City's vision insurance plan, and

WHEREAS, the Council desires to set forth which of the premium rates or portions thereof charged by the various group health, dental and vision insurance plans will be paid by the City of Modesto, and which will be paid by the employees,

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

1. The City of Modesto will pay the premium rates, for group health, dental and vision insurance under the group health, dental and vision insurance plans provided by the City of Modesto, as set forth on the chart marked Exhibit "A", attached hereto and made a part hereof.

2. The City of Modesto will pay the premium rates, or portions thereof, for group health, dental and vision insurance under the group insurance plan provided by the Operating Engineers Union Local No. 3, as set forth on the chart marked Exhibit "B", attached hereto and made a part hereof.

3. The City of Modesto will pay the premium rates or portions thereof, for group health insurance under the group insurance plan provided by the California Federated Fire Fighters Association, and the group dental insurance under the group dental insurance plan provided by the City of Modesto as set forth on the chart marked Exhibit "C", attached hereto and made a part hereof.

4. The City of Modesto will pay the premium rates, or portions thereof, for group health insurance under the group insurance plan provided by the health maintenance organization TAKE CARE and the group dental and vision

insurance under the City's dental and vision insurance plans, as set forth on the chart marked Exhibit "D", attached hereto and made a part hereof.

5. The City of Modesto will pay the premium rates, or portions thereof, for group health insurance under the group insurance plan provided by the health maintenance organization AVMED and the group dental and vision insurance under the City's dental and vision insurance plans, as set forth on the chart marked Exhibit "E", attached hereto and made a part hereof.

BE IT FURTHER RESOLVED that the City of Modesto will pay the various premium rates set forth on Exhibits "A", "B", "C", "D" and "E" effective on the various dates set forth on said exhibits.

BE IT FURTHER RESOLVED that this resolution supersedes Resolution No. 86-882.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of July, 1987, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

1987-88
Effective 6-23-87
CITY HEALTH/DENTAL/VISION PLANS

| GROUP (UNION CODE) | TYPE | EMPLOYEE DEDUCTION | CITY PD. BENEFIT | TOTAL COST | IN-LIEU DEF. COM |
|---|---|---|---|---|---|
| POLICE | Employee (1) | - | | | |
| (Non-Management) | Vision | | $ 2.67 | | |
| | Dental | - | $ 7.97 | | |
| | Health | - | $ 25.55 | $ 36.19 | $ 48.3 |
| | Combined (3) | - | | | |
| | Vision | | $ 2.67 | | |
| | Dental | - | $ 16.38 | | |
| | Health | - | $ 77.82 | $ 96.87 | - |
| FIRE | Employee (1) | - | | | |
| (Non-Management) | Dental | - | $ 7.97 | | |
| | Health | - | $ 27.20 | $ 35.17 | - |
| | Combined (3) | - | | | |
| | Dental | - | $ 16.38 | | |
| | Health | - | $ 67.84 | $ 84.22 | - |
| MISCELLANEOUS | Employee (1) | - | | | |
| (Non-Management) | Vision | - | $ 2.67 | | |
| | Dental | - | $ 7.97 | | |
| | Health | - | $ 25.55 | $ 36.19 | $ 48.3 |
| | Combined (3) | - | | | |
| | Vision | - | $ 2.67 | | |
| | Dental | - | $ 16.38 | | |
| | Health | - | $ 77.82 | $ 96.87 | - |
| MANAGEMENT & CONF. | Employee (1) | - | | | |
| (Except Fire Management) | Vision | - | $ 2.67 | | |
| | Dental | - | $ 7.97 | | |
| | Health | - | $ 25.55 | $ 36.19 | $ 64.1 |
| | Combined (3) | - | | | |
| | Vision | - | $ 6.16 | | |
| | Dental | - | $ 16.38 | | |
| | Health | - | $ 77.82 | $100.36 | - |
| FIRE MANAGEMENT | Employee (1) | - | | | |
| (Except Chief) | Vision | - | $ 2.67 | | |
| | Dental | - | $ 7.97 | | |
| | Health | - | $ 25.55 | $ 36.19 | $ 11.9 |
| | Combined (3) | - | | | |
| | Vision | - | $ 6.16 | | |
| | Dental | - | $ 16.38 | | |
| | Health | - | $ 77.82 | $100.36 | - |
| RETIREES | Employee | - | | $ 87.40 mo. | |
| | Combined | - | | $173.30 mo. | |

061187 WPPER617

EXHIBIT A

1987-88
Effective 6-23-87
OPERATING ENGINEERS HEALTH/DENTAL/VISION PLANS

| GROUP (UNION CODE) | TYPE | EMPLOYEE DEDUCTION | CITY PD. BENEFIT | TOTAL COST | IN-LIEU DEF. CO |
|---|---|---|---|---|---|
| POLICE | Employee (1) | - | | | |
| (Non-Management) | Vision | | $ 2.67 | | |
| | Dental | - | $ 7.97 | | |
| | Health | $ 23.57 | $ 73.88 | $ 108.09 | - |
| | Combined (3) | - | | | |
| | Vision | | $ 2.67 | | |
| | Dental | - | $ 16.38 | | |
| | Health | $ 11.22 | $ 77.82 | $ 108.09 | - |
| MISCELLANEOUS | Employee (1) | - | | | |
| (Non-Management) | Vision | - | $ 2.67 | | |
| | Dental | - | $ 7.97 | | |
| | Health | $ 23.57 | $ 73.88 | $108.09 | - |
| | Combined (3) | - | | | |
| | Vision | - | $ 2.67 | | |
| | Dental | - | $ 16.38 | | |
| | Health | $ 11.22 | $ 77.82 | $108.09 | - |

EXHIBIT B

1987-1988
Effective 6-23-87
FEDERATED FIRE FIGHTERS HEALTH PLAN
GITY DENTAL PLAN

| GROUP (UNION CODE) | TYPE | EMPLOYEE DEDUCTION | CITY PD. BENEFIT | TOTAL COST | IN-LIEU DEF. CON |
|---|---|---|---|---|---|
| FIRE | Employee (1) | - | | | |
| (Non-Management) | Dental | - | $ 7.97 | | |
| | Health | $ 9.46 | $ 26.89 | $ 44.32 | - |
| | Combined (2) | - | | | |
| | Dental | - | $ 16.38 | | |
| | Health | $ 19.12 | $ 67.01 | $102.51 | - |
| Employee and Spouse | Combined (3) | - | | | |
| and Children | Dental | - | $ 16.38 | | |
| | Health | $ 51.75 | $ 67.01 | $135.14 | - |

EXHIBIT C

1986-87
Effective 6-23-87
TAKECARE HEALTH PLAN
CITY DENTAL/VISION PLANS

| GROUP (UNION CODE) | TYPE | EMPLOYEE DEDUCTION | CITY PD. BENEFIT | TOTAL COST | IN-L DEF. |
|---|---|---|---|---|---|
| POLICE | Employee | - | | | |
| (Non-Management) | Vision | | $ 2.67 | | |
| | Dental | - | $ 7.97 | | |
| | Health | - | $ 40.20 | $ 50.84 | $ 33 |
| | Combined | - | | | |
| | Vision | | $ 2.67 | | |
| | Dental | - | $ 16.38 | | |
| | Health | $ 19.69 | $ 77.82 | $116.56 | - |
| FIRE | Employee | - | | | |
| (Non-Management) | Dental | - | $ 7.97 | | |
| | Health | $ 13.00 | $ 27.20 | $ 48.17 | - |
| | Combined | - | | | |
| | Dental | - | $ 16.38 | | |
| | Health | $ 29.67 | $ 67.84 | $113.89 | - |
| MISCELLANEOUS | Employee | - | | | |
| (Non-Management) | Vision | - | $ 2.67 | | |
| | Dental | - | $ 7.97 | | |
| | Health | - | $ 40.20 | $ 50.84 | $ 33. |
| | Combined | - | | | |
| | Vision | - | $ 2.67 | | |
| | Dental | - | $ 16.38 | | |
| | Health | $ 19.69 | $ 77.82 | $116.56 | - |
| MANAGEMENT & CONF. | Employee | - | | | |
| (Except Fire Management) | Vision | - | $ 2.67 | | |
| | Dental | | $ 7.97 | | |
| | Health | - | $ 40.20 | $ 50.84 | $ 49.5 |
| | Combined | - | | | |
| | Vision | - | $ 6.16 | | |
| | Dental | - | $ 16.38 | | |
| | Health | $ 19.69 | $ 77.82 | $120.05 | - |
| FIRE MANAGEMENT | Employee | - | | | |
| (Except Chief) | Vision | - | $ 2.67 | | |
| | Dental | - | $ 7.97 | | |
| | Health | $ 2.75 | $ 37.45 | $ 50.84 | - |
| | Combined | - | | | |
| | Vision | - | $ 6.16 | | |
| | Dental | - | $ 16.38 | | |
| | Health | $ 19.69 | $ 77.82 | $120.05 | - |
| RETIREES | Employee | | | $ 87.40 mo. | |
| | Combined (Two Party) | | | $173.30 mo. | |
| | Medicare+1 | | | $166.30 mo. | |
| | Medicare+2 | | | $159.30 mo. | |
| | Family | | | $230.80 mo. | |

EXHIBIT D

Effective 6-23-87
AV MED HEALTH PLAN
CITY DENTAL/VISION PLANS

| GROUP (UNION CODE) | TYPE | EMPLOYEE DEDUCTION | CITY PD. BENEFIT | TOTAL COST | IN-LI DEF. C |
|---|---|---|---|---|---|
| POLICE | Employee (1) | - | | | |
| (Non-Management) | Vision | | $ 2.67 | | |
| | Dental | - | $ 7.97 | | |
| | Health | - | $ 38.59 | $ 49.23 | $ 35. |
| | Combined (3) | - | | | |
| | Vision | | $ 2.67 | | |
| | Dental | - | $ 16.38 | | |
| | Health | $ 18.46 | $ 77.82 | $ 115.33 | - |
| FIRE | Employee (1) | - | | | |
| (Non-Management) | Dental | - | $ 7.97 | | |
| | Health | $ 11.39 | $ 27.20 | $ 46.56 | - |
| | Combined (3) | - | | | |
| | Dental | - | $ 16.38 | | |
| | Health | $ 28.44 | $ 67.84 | $112.66 | - |
| MISCELLANEOUS | Employee (1) | - | | | |
| (Non-Management) | Vision | - | $ 2.67 | | |
| | Dental | - | $ 7.97 | | |
| | Health | - | $ 38.59 | $ 49.23 | $ 35.2 |
| | Combined (3) | - | | | |
| | Vision | - | $ 2.67 | | |
| | Dental | - | $ 16.38 | | |
| | Health | $ 18.46 | $ 77.82 | $115.33 | - |
| MANAGEMENT & CONF. | Employee (1) | - | | | |
| (Except Fire Management) | Vision | - | $ 2.67 | | |
| | Dental | - | $ 7.97 | | |
| | Health | - | $ 38.59 | $ 49.23 | $ 51.1 |
| | Combined (3) | - | | | |
| | Vision | - | $ 6.16 | | |
| | Dental | - | $ 16.38 | | |
| | Health | $ 18.46 | $ 77.82 | $118.82 | - |
| FIRE MANAGEMENT | Employee (1) | - | | | |
| (Except Chief) | Vision | - | $ 2.67 | | |
| | Dental | - | $ 7.97 | | |
| | Health | $ 1.14 | $ 37.45 | $ 49.23 | - |
| | Combined (3) | - | | | |
| | Vision | - | $ 6.16 | | |
| | Dental | - | $ 16.38 | | |
| | Health | $ 18.46 | $ 77.82 | $118.82 | - |
| RETIREES | Employee | $ 38.59 | | $ 83.90 | |
| | Combined | $ 96.28 | | $209.32 | |

061187 WPPER617

EXHIBIT E

MODESTO CITY COUNCIL
RESOLUTION NO. 87-568

A RESOLUTION ESTABLISHING PROCEDURE FOR PAYMENT OF UNIFORM ALLOWANCE FOR POLICE DEPARTMENT PERSONNEL.

WHEREAS, it is in the City's interest to provide separately from regular salary a reasonable reimbursement for the maintenance of uniforms required in the Police Department,

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

SECTION 1. UNIFORM ALLOWANCE FOR SWORN POLICE PERSONNEL, ANIMAL CONTROL OFFICERS AND COMMUNITY SERVICE OFFICERS.

(a) Sworn police personnel shall be paid Forty-five and no/100ths Dollars ($45.00) per calendar month of service, as a uniform allowance, said sum to be paid as stated in subparagraph (d) of this section.

(b) Animal Control Officers shall be paid Twelve and no/100ths Dollars ($12.00) per calendar month of service, as a uniform allowance, said sum to be paid as stated in subparagraph (d) of this section.

(c) Community Service Officers shall be paid Forty and no/100ths Dollars ($40.00) per calendar month of service, as a uniform allowance, said sum to be paid as stated in subparagraph (d) of this section.

(d) The uniform allowances authorized by this section shall be paid quarterly at the end of March, June, September and December of each year. No uniform allowance shall be paid to personnel during the first six (6) months of city service, but said allowance shall be withheld and shall accrue to the benefit of said employee to be paid at the end of the second regular full quarter, provided, however, that no payment shall be made to

personnel who terminate employment prior to or at the end of the first six (6) months of service. For the purpose of computing the above allowances, one-half (1/2) or less of a month shall not be counted.

SECTION 2. UNIFORM ALLOWANCES FOR NONSWORN OFFICE PERSONNEL.

(a) Nonsworn office personnel in the Police Department who are authorized by the Chief of Police to wear a uniform and who wear an approved uniform shall be paid Fifteen and no/100ths Dollars ($15.00) per calendar month of service, as a uniform allowance, said sum to be paid as stated in subparagraph (b) of this section.

(b) The uniform allowances authorized by this section shall be paid quarterly at the end of March, June, September and December of each year.

(c) Employees hired on or after July 1, 1987, shall be paid Ninety and no/100ths Dollars ($90.00) on or about the thirtieth day after they are hired and shall be paid Fifteen and no/100ths Dollars ($15.00) per month, commencing with their eighth month of employment, payable quarterly at the end of March, June, September and December of each year.

SECTION 3. The Chief of Police shall submit signed reports to the Director of Finance showing the names of department personnel eligible to receive the uniform allowances authorized by this resolution.

SECTION 4. The uniform allowances authorized by this resolution shall not accrue to persons not specifically included in this resolution.

SECTION 5. The City Manager is authorized to establish rules for the equitable administration of the uniform allowances authorized by this resolution.

SECTION 6. This resolution shall be effective July 7, 1987.

SECTION 7. Resolution No. 86-627 adopted on July 1, 1986, 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 July, 1987, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-569

A RESOLUTION AUTHORIZING THE PAYMENT BY THE CITY OF MODESTO OF PORTIONS OF SOME POLICE DEPARTMENT EMPLOYEES' CONTRIBUTIONS TO THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM.

WHEREAS, the City of Modesto has a contract with the State of California Public Employees' Retirement System (hereinafter referred to as "PERS") to provide a retirement system for the employees of the City of Modesto, and

WHEREAS, pursuant to the City's contract with PERS, the City makes biweekly contributions to PERS for each employee who is a member of PERS, and

WHEREAS, in addition to the City's contribution to PERS, each employee of the City who is a member of PERS makes a biweekly contribution to PERS, and

WHEREAS, the City has entered into a Memorandum of Understanding with the Modesto Police Officers Association, which Memorandum provides that the City will pay certain portions of the employees' biweekly contributions to PERS of employees represented by said employee organization, and

WHEREAS, the City is desirous of paying certain portions of the employees' biweekly contributions to PERS of some of the Police Department Management employees of the City.

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

1. Effective July 7, 1987, the City of Modesto will pay, for all City of Modesto Police Captains, Police Lieutenants and Police Sergeants who

have safety membership in PERS, seven percent (7.0%) of each of said employees' nine percent (9%) employee contribution to PERS. Said payments shall be made in each employee's name.

2. Effective July 7, 1987, the City of Modesto will pay, for all City of Modesto Police Officers and Detectives who have safety membership in PERS, seven percent (7.0%) of each of said employee's nine percent (9%) employee contribution to PERS. Said payments shall be made in each employee's name.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of July, 1987, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-569A

A RESOLUTION APPROVING A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF MODESTO AND THE MODESTO CITY EMPLOYEES ASSOCIATION AND MANAGEMENT REPRESENTATIVES OF THE CITY OF MODESTO FOR THE FISCAL YEAR 1987-88, COMMENCING ON JULY 1, 1987, AND ENDING ON JUNE 30, 1988

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Memorandum of Understanding between the City of Modesto and the Modesto City Employees Association and Management Representatives of the City of Modesto covering the fiscal year 1987-88, commencing on July 1, 1987, and ending on June 30, 1988, be and it is hereby approved.

BE IT FURTHER RESOLVED that the implementation of said Memorandum of Understanding by the designated City officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of July, 1987, by Councilmember Muratore , who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-570

A RESOLUTION ESTABLISHING CAPITAL PROJECT FUNDS TO ACCOUNT FOR CAPITAL PROJECTS TO BE FINANCED WITH THE CAPITAL FACILITIES FEES.

WHEREAS, the Council of the City of Modesto has established Capital Facilities Fees, and

WHEREAS, it is necessary to account for the collection and disbursement of said fees in accordance with the purposes for establishing said fees,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the following Capital Project Funds be established:

A. Police Department Capital Facilities Fund (Fund No. 131)

The purpose of this fund is to account for the collection of the Capital Facilities Fees for Police Department facilities and the construction of capital projects designated to be wholly or partially financed by said fees.

B. Fire Department Capital Facilities Fund (Fund No. 132)

The purpose of this fund is to account for the collection of the Capital Facilities Fees for Fire Department facilities and the construction of capital projects designated to be wholly or partially financed by said fees.

C. Expressway Loop Capital Facilities Fund (Fund No. 133)

The purpose of this fund is to account for the collection of the Capital Facilities Fees for the Expressway Loop and the construction of capital projects designated to be wholly or partially financed by said fees.

D. Street Lights Capital Facilities Fund (Fund No. 134)

The purpose of this fund is to account for the collection of the Capital Facilities Fees for street lights and the construction of capital projects designated to be wholly or partially financed by said fees.

E. Parks Capital Facilities Fund (Fund No. 135)

The purpose of this fund is to account for the collection of the Capital Facilities Fees for Parks and the construction of capital projects designated to be wholly or partially financed by said fees.

F. New Traffic Signal Capital Facilities Fund (Fund No. 136)

The purpose of this fund is to account for the collection of the Capital Facilities Fees for new traffic signals and the construction of capital projects designated to be wholly or partially financed by said fees.

G. Senior Citizens Center Capital Facilities Fund (Fund No. 137)

The purpose of this fund is to account for the collection of the Capital Facilities Fees for Senior Citizens Center and the construction of capital projects designated to be wholly or partially financed by said fees.

H. City Hall Expansion Capital Facilities Fund (Fund No. 138)

The purpose of this fund is to account for the collection of the Capital Facilities Fees for City Hall expansion and the construction of capital projects designated to be wholly or partially financed by said fees.

BE IT FURTHER RESOLVED that the Director of Finance is hereby authorized to implement the provisions of this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of July, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-571

A RESOLUTION AMENDING THE ANNUAL BUDGET OF THE CITY OF MODESTO TO APPROPRIATE AND FINANCE PROJECTS RELATED TO THE CAPITAL FACILITIES FEES ESTABLISHED BY RESOLUTION NO. 87-570

WHEREAS, the Council of the City of Modesto has approved Capital Facilities Fees, and

WHEREAS, capital project funds have been established to account for the collection and disbursement of said fees, and

WHEREAS, it is necessary to estimate revenues and appropriate expenditures relating to the Capital Facilities Fees in each of the Capital Project Funds,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the annual budget of the City of Modesto for Fiscal Year 1987-88 be amended as follows:

Police Department Capital Facilities Fund (Fund No. 131)

1. The amount of $99,000 be estimated as revenue in Account #4015, Capital Facilities Fees.

2. The amount of $51,000 be estimated as revenue in Account #5101, Special Assessments.

3. The amount of $150,000 be appropriated in Organization P533, Police Garage Land Acquisition.

Fire Department Capital Facilities Fund (Fund No. 132)

1. The amount of $308,000 be estimated as revenue in Account #4015, Capital Facilities Fees.

2. The amount of $102,000 be estimated as revenue in Account #5101, Special Assessments.

3. The amount of $205,000 be appropriated in Organization #P111, Drill Tower/Training Center.

4. The amount of $205,000 be appropriated in Organization P319, Fire Station #9.

Expressway Loop Capital Facilities Fund (Fund No. 133)

1. The amount of $205,500 be estimated as revenue in Account #4015, Capital Facilities Fees.

2. The amount of $68,500 be estimated as revenue in Account #5101, Special Assessments.

3. The amount of $274,000 be appropriated in Organization #P089, Segment One Plan Line.

Street Lights Capital Facilities Fund (Fund No. 134)

1. The amount of $70,000 be estimated as revenue in Account #4015, Capital Facilities Fees.

2. The amount of $70,000 be appropriated in Organization #P244, Energize Street Lights/Various Loc.

Parks Capital Facilities Fund (Fund No. 135)

1. The amount of $1,013,000 be estimated as revenue in Account #4015, Capital Facilities Fees.

2. The amount of $1,013,000 be appropriated in Organization #P351, Roselle Neighborhood Park.

New Traffic Signal Capital Facilities Fund (Fund No. 136)

1. The amount of $280,000 be estimated as revenue in Account #4015, Capital Facilities Fees.

2. The amount of $80,000 be appropriated in Organization #P732, Roselle/Floyd Traffic Signal.

3. The amount of $120,000 be appropriated in Organization #P731, Roselle/Briggsmore Traffic Signal.

4. The amount of $80,000 be appropriated in Organization #P733, Merle/Roselle Traffic Signal.

Senior Citizens Center Capital Facilities Fund (Fund No. 137)

1. The amount of $1,647,600 be estimated as revenue in Account #4015, Capital Facilities Fees.

2. The amount of $2,471,400 be estimated as revenue in Account #5101, Special Assessments.

3. The amount of $4,119,000 be appropriated in Organization #P734, Senior Citizens Center.

City Hall Expansion Capital Facilities Fund (Fund No. 138)

1. The amount of $2,600,000 be estimated as revenue in Account #4015, Capital Facilities Fees.

2. The amount of $2,600,000 be appropriated in Organization #P730, City Hall Expansion.

BE IT FURTHER RESOLVED that the Director of Finance is hereby authorized to implement the provisions of this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of July, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-572

A RESOLUTION CERTIFYING TO THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS THE AMOUNT OF MONEY NEEDED BY THE CITY OF MODESTO FOR THE 1987-88 PAYMENT OF PRINCIPAL AND INTEREST ON BONDS OF THE MODESTO MUNICIPAL SEWER DISTRICT NO. 1

WHEREAS, pursuant to Section 4614.13 of the Health and Safety Code, notice is required to be given on or before the 15th day of July of each year by the City of Modesto to the Board of Supervisors of the County of Stanislaus of the amount of money needed to be raised through taxation for the payment of principal and interest on bonds of the Modesto Municipal Sewer District No. 1, and

WHEREAS, pursuant to Section 4614.13 of the Health and Safety Code, the City of Modesto has determined that the total amount needed by it for the payment of principal and interest on the bonds of the Modesto Municipal Sewer District No. 1 is $444,000.00, and

WHEREAS, the City of Modesto desires that the Board of Supervisors of the County of Stanislaus levy and collect taxes upon the taxable property in said Modesto Municipal Sewer District No. 1 sufficient to raise the amount which is so certified, and that the County Auditor, in accordance with Section 4614.13, compute the rate of taxation needed to raise the sum of $444,000.00 for the payment of principal and interest on the bonds of said district,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto, in accordance with the above-mentioned Section 4614.13 of the Health and Safety Code, that it does hereby certify to the Board of Supervisors of

the County of Stanislaus that the amount of $444,000.00 is needed by the City of Modesto for the payment of principal and interest on the bonds of the Modesto Municipal Sewer District No. 1.

BE IT FURTHER RESOLVED by the Council of the City of Modesto that it requires the Board of Supervisors of the County of Stanislaus to levy and collect taxes upon the taxable property in said Modesto Municipal Sewer District No. 1 sufficient to raise the amount of $444,000.00 and that it requests the County Auditor of said county to compute the rate of taxation needed to raise the sum of $444,000.00 for the payment of principal and interest on the bonds of said district.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of July, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-573

A RESOLUTION ACCEPTING IMPROVEMENTS IN DUTCH MEADOW NO. 2 SUBDIVISION AND AUTHORIZING RELEASE OF IRREVOCABLE COMMITMENT OF FUNDS

WHEREAS, Rule Development, subdividers of Dutch Meadow No. 2 Subdivision have filed Irrevocable Commitment of Funds for faithful performance and labor and materials in the amount of $574,000 and $287,000 respectively to guarantee improvements in Dutch Meadow No. 2 Subd. and;

WHEREAS, the Director of Engineering in a memorandum dated July 1, 1987, indicates that all work required by the subdivision agreement has been completed to the satisfaction of the Engineering Department; and

WHEREAS, the Director of Engineering has indicated that it would be in order for the City Council to accept the improvements in said subdivision as complete and authorize the City Clerk to file notice of completion and release the Irrevocable Commitment of Funds upon expiration of the statutory period.

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

1. The improvements in Dutch Meadow No. 2 Subdivision are hereby accepted.
2. The City Clerk is hereby authorized to release the Irrevocable Commitment of Funds for faithful performance in the amount of $574,000 upon recordation of notice of completion.
3. The City Clerk is hereby authorized to release the Irrevocable Commitment of Funds for labor and materials in the amount of $287,000 upon expiration of the statutory period.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of July, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-574

A RESOLUTION ACCEPTING IMPROVEMENTS IN NORTHWOOD PARK SUBDIVISION AND AUTHORIZING RELEASE OF LETTERS OF CREDIT

WHEREAS, Resource Development, subdividers of Northwood Park Subdivision have filed Letters of Credit for faithful performance and labor and materials in the amount of $954,200 and $477,100 respectively to guarantee improvements in Northwood Park Subd. and;

WHEREAS, the Director of Engineering in a memorandum dated June 30, 1987, indicates that all work required by the subdivision agreement has been completed to the satisfaction of the Engineering Department; and

WHEREAS, the Director of Engineering has indicated that it would be in order for the City Council to accept the improvements in said subdivision as complete and authorize the City Clerk to file notice of completion and release the Letters of Credit upon expiration of the statutory period.

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

1. The improvements in Northwood Park Subdivision are hereby accepted.
2. The City Clerk is hereby authorized to release the Letter of Credit for faithful performance in the amount of $954,200 upon recordation of notice of completion.
3. The City Clerk is hereby authorized to release the Letter of Credit for labor and materials in the amount of $477,100 upon expiration of the statutory period.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of July, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-575

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND CLAUDIA HAGEN, DBA BALLOONS OVER THE VALLEY, TO CONDUCT A HOT AIR BALLOON EVENT AT THE MODESTO AIRPORT ON SEPTEMBER 19 AND 20, 1987

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Claudia Hagen, dba Balloons Over the Valley, to conduct a hot air balloon event at the Modesto Airport on September 19 and 20, 1987

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of July, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-576

A RESOLUTION AUTHORIZING SUBMISSION OF AN ADDITIONAL FEE TO THE STATE DIVISION OF SAFETY OF DAMS FOR THE UNIT 2/3 WASTEWATER TREATMENT PLANT EXPANSION PROJECT

WHEREAS, on May 15, 1984, City Council authorized submitting an application to the State Division of Safety of Dams for construction of our storage ponds on the Unit 2/3 contract, requiring a $43,400 initial fee based on estimated costs of construction of the storage ponds; and

WHEREAS, the California Water Code and California Administrative Code require that the final fee be based upon actual cost of construction; and

WHEREAS, the actual cost has been determined and an additional fee of $27,600 is due before the State Division of Safety of Dams will allow use of the storage ponds.

NOW, THEREFORE BE IT RESOLVED by the City Council of the City of Modesto that submission of an additional fee of $27,600 to the State Division of Safety of Dams for the Unit 2/3 Wastewater Treatment Plant Expansion Project is hereby authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of July, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang , was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-577

A RESOLUTION APPROVING A REQUEST FOR PROPOSALS FROM CONSULTING FIRMS TO ASSESS THE MERITS OF A CONSTRUCTION CLAIM ON THE UNIT 1 WASTEWATER TREATMENT PLANT EXPANSION PROJECT

WHEREAS, on October 17, 1986, Dyn Construction Corporation filed a claim with the City totalling $1,078,047.80 including other damages on the Unit 1 Wastewater Treatment Plant expansion project; and

WHEREAS, City staff has made attempts to settle the claim in a responsible manner, but have been unable to come to an agreement with the contractor; and

WHEREAS, Federal and State guidelines dictate that a third party be obtained to independently assess the merits of the claim in an effort to resolve the issues prior to litigation.

NOW, THEREFORE BE IT RESOLVED by the City Council of the City of Modesto that it hereby approves the request for proposals from consulting firms to assess the merits of a construction claim on the Unit 1 Wastewater Treatment Plant expansion project, and authorizes the Director of Utility Services to seek proposals.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of July, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-578

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND** A.W. AND IRENE SANDERS FOR WATER AND SEWER SERVICE TO PROPERTY OUTSIDE CITY LIMITS AT 130 AUTO CENTER COURT

**BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and** A.W. and Irene Sanders for water and sewer service to property outside City limits at 130 Auto Center Court, located on the east side of McHenry Avenue between Claratina and Kiernan Avenues

**be, and it is hereby approved.**

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

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 7th **day of** July, **19**87, **by Councilmember** Whiteside, **who moved its adoption, which motion being duly seconded by Councilmember** Lang, **was upon roll call carried and the resolution adopted by the following vote:**

| | | |
|---|---|---|
| **AYES:** | **Councilmembers:** | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| **NOES:** | **Councilmembers:** | None |
| **ABSENT:** | **Councilmembers:** | None |

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-579

A RESOLUTION APPROVING LEASE/PURCHASE AGREEMENT BETWEEN THE CITY OF MODESTO AND MARYLAND NATIONAL LEASING CORPORATION FOR FINANCING TELECOMMUNICATIONS EQUIPMENT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the lease/purchase agreement between the City of Modesto and Maryland National Leasing Corporation for financing telecommunications equipment be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of July, 19 87, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-580

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

WHEREAS, a Position Classification Plan for the City of Modesto was adopted by Modesto City Council Resolution No. 67-77 pursuant to Rule 2 of the Personnel Rules and Regulations of the City of Modesto, and

WHEREAS, the City Manager has recommended to the Council amendments to the Position Classification Plan, and

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

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

SECTION 1. CLASSIFICATION CREATED. The Position Classification Plan of the City of Modesto is hereby amended to create the following classification:

Assistant Industrial Waste Inspector

The specification for the classification created, as shown on the attached Exhibit "A", which is hereby made a part of this resolution by reference, is hereby approved and made a part of the Position Classification Plan of the City of Modesto.

SECTION 2. EFFECTIVE DATE. This resolution shall become effective on and after July 7, 1987.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of July, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

# ASSISTANT INDUSTRIAL WASTE INSPECTOR

## DEFINITION

Under general supervision, to inspect firms for compliance with City codes and ordinances regulating industrial and commercial waste processes, procedures, equipment, and discharge requirements; and to do other related work as required.

## DISTINGUISHING CHARACTERISTICS

Assistant Industrial Waste Inspector is the entry level into this classification series. Those appointed are expected to perform the more routine tasks and to prepare themselves to advance to the next higher level. When there is a vacant position, promotion to Industrial Waste Inspector II may occur from an eligible list.

## EXAMPLES OF DUTIES

Learns to interpret data relating to inspections; inspect the dimensions, operations, and maintenance of drains, grease traps, tanks, and other equipment used in the control of and removal of industrial wastes; checks flow measurements, content, and temperature of industrial waste discharge for compliance with regulations and quality standards; learns to prepare and maintain related records and reports.

## EMPLOYMENT STANDARDS

Experience:

Three (3) years of full-time experience as an operator in a wastewater treatment plant.

and

Education:

Completion of high school or G.E.D. equivalent.

and

Possession of a valid Wastewater Treatment Operator II or Laboratory Technician Certificate from the California Water Pollution Control Association is required for appointment as an Assistant Industrial Waste Inspector. In addition, an Industrial Waste Inspector Grade I Certificate from the California Water Pollution Control Association is highly desirable and this may be obtained after appointment.

and

Knowledge of:

Sewage treatment processes; codes, ordinances, and regulations applicable to the monitoring of industrial wastes; operation and maintenance of equipment used for the monitoring and control of industrial wastes; methods and procedures in monitoring sewer systems.

and

Ability to:

Monitor sewer systems for dangerous conditions; tactfully enforce codes, ordinances, and other regulations applicable to industrial waste control; prepare reports and keep a variety of records; communicate effectively with those contacted during the course of work; establish and maintain cooperative relationships with co-workers and those contacted during the course of work.

and

Possession of a valid Class 3 operator's license issued by the California Department of Motor Vehicles.

Incumbents will be required to file a Statement of Economic Interests.

MODESTO CITY COUNCIL
RESOLUTION NO. 87-581

A RESOLUTION AMENDING EXHIBIT "H" OF RESOLUTION NO. 87-566 ENTITLED "A RESOLUTION ESTABLISHING SALARY SCHEDULES AND FIXING COMPENSATION FOR POSITIONS IN THE CITY SERVICE."

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

SECTION 1. AMENDMENT TO RESOLUTION NO. 87-566. Exhibit "H" entitled "City of Modesto Alphabetical Listing of Classifications in City Service 1987-88", attached to Resolution No. 87-566, is hereby amended as shown on the amended Exhibit "H" entitled "City of Modesto Alphabetical Listing of Classifications in City Service 1987-88", which is attached hereto and made a part hereof as though set forth in full herein. Said amended Exhibit "H" adds the classification of Assistant Industrial Waste Inspector, Range 123.0.

SECTION 2. EFFECTIVE DATE. This resolution shall become effective on and after July 7, 1987.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of July, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

CITY OF MODESTO

ALPHABETICAL LISTING OF CLASSIFICATIONS IN CITY SERVICE

1987-88

(Effective 7-1-87, amended 7-7-87.)

| Range No. | Title of Classification |
|---|---|
| 115.5 | Account Clerk |
| 422.0 | Accountant I |
| 426.0 | Accountant II |
| 119.5 | Accounting Technician |
| 123.0 | Accounts Examiner |
| 422.0 | Administrative Analyst I |
| 426.0 | Administrative Analyst II |
| 117.5 | Administrative Clerk |
| 118.5 | Administrative Clerk - Police |
| 430.0 | Airport Manager |
| 424.5 | Airport Maintenance Supervisor |
| 116.5 | Animal Control Officer I |
| 118.5 | Animal Control Officer II |
| 426.5 | Arborist |
| 633.0 | Assistant Chief of Police |
| 437.0 | Assistant City Attorney |
| 422.5 | Assistant City Clerk |
| 429.0 | Assistant Civil Engineer |
| 433.0 | Assistant Director - Community Center |
| 433.0 | Assistant Director of Parks & Recreation |
| 434.0 | Assistant Director of Utility Services |
| 122.5 | Assistant Electrician |
| 123.0 | Assistant Industrial Waste Inspector |
| 426.0 | Assistant Planner |
| 427.0 | Assistant Risk Manager |
| 426.0 | Assistant Shop Supervisor |
| 433.0 | Assistant to the City Manager |
| 432.0 | Associate Civil Engineer |
| 429.0 | Associate Planner |
| 419.5 | Benefits Technician |
| 428.0 | Budget Analyst |
| 122.0 | Building Inspector I |
| 125.0 | Building Inspector II |
| 426.5 | Building Maintenance Supervisor |
| 120.5 | Building Maintenance Worker |

| Range No. | Title of Classification |
|---|---|
| 120.5 | Cement Mason |
| 434.0 | Chief Building Official |
| 429.0 | Chief Electrician |
| N/A | Chief of Police |
| 426.5 | Chief of Survey Party |
| N/A | City Attorney |
| N/A | City Clerk and Auditor |
| N/A | City Manager |
| 117.5 | Civil Engineering Technician I |
| 120.5 | Civil Engineering Technician II |
| 123.5 | Civil Engineering Technician III |
| 126.5 | Civil Engineering Technician IV |
| 114.5 | Clerk Typist |
| 414.6 | Clerk Typist (Confidential) |
| 124.0 | Coach Mechanic |
| 419.5 | Claims Representative |
| 119.5 | Code Enforcement Specialist |
| 424.0 | Collections Supervisor |
| 426.5 | Community Center Events Coordinator |
| 426.5 | Community Center Operations Supervisor |
| 120.5 | Community Service Officer |
| 118.5 | Computer Operator |
| 125.0 | Construction Inspector |
| 123.0 | Crime Analyst |
| 115.5 | Data Entry Operator |
| 430.0 | Data Processing Manager |
| 427.0 | Deputy City Attorney I |
| 429.0 | Deputy City Attorney II |
| 420.5 | Deputy City Clerk |
| N/A | Deputy City Manager |
| 312.0 | Detective |
| N/A | Director of Engineering Services |
| N/A | Director of Finance |
| N/A | Director of Management Services |
| N/A | Director of Parking and Traffic |

EXHIBIT "H"

| Range No. | Title of Classification |
|---|---|
| N/A | Director of Parks and Recreation |
| N/A | Director of Planning and Community Development |
| N/A | Director of Utility Services |
| N/A | Economic Development Manager |
| 426.5 | Electrical Supervisor |
| 118.5 | Electrical Technician I |
| 120.5 | Electrical Technician II |
| 124.5 | Electrician |
| 116.5 | Engineering Contracts Specialist |
| 428.0 | Engineering Systems Manager |
| 122.5 | Equipment Crew Leader |
| 122.0 | Equipment Mechanic |
| 120.5 | Equipment Operator |
| 121.5 | Equipment Operator - Backhoe |
| 119.0 | Equipment Service Worker I |
| 120.5 | Equipment Service Worker II |
| 118.5 | Evidence and Property Specialist |
| 424.0 | Executive Assistant |
| 420.5 | Executive Secretary |
| 432.0 | Finance Division Manager |
| 531.0 | Fire Battalion Chief |
| 581.0 | Fire Battalion Chief (PERS Option) |
| 214.0 | Fire Captain |
| 264.0 | Fire Captain (PERS Option) |
| N/A | Fire Chief |
| 212.0 | Fire Engineer |
| 262.0 | Fire Engineer (PERS Option) |
| 123.0 | Fire Equipment Mechanic |
| 210.0 | Fire Fighter |
| 261.0 | Fire Fighter (PERS Option) |
| 208.0 | Fire Fighter Trainee |
| 123.5 | Fire Prevention Technician |
| 117.5 | Graphics and Drafting Technician |

| Range No. | Title of Classification |
|---|---|
| 426.0 | Historical Buildings Supervisor |
| 122.0 | Housing Conservationist |
| 122.0 | Housing Financial Specialist |
| 432.0 | Housing Program Officer |
| 122.0 | Housing Rehabilitation Specialist I |
| 125.0 | Housing Rehabilitation Specialist II |
| 123.0 | Industrial Waste Inspector I |
| 125.0 | Industrial Waste Inspector II |
| 125.5 | Instrument Repair Technician |
| 116.5 | Janitor |
| 122.5 | Janitor Supervisor |
| 126.0 | Junior Civil Engineer |
| 122.5 | Laboratory Technician |
| 113.5 | Laborer (Hourly rate only) |
| 426.0 | Landscape Designer |
| 126.0 | Lead Coach Mechanic |
| 124.0 | Lead Equipment Mechanic |
| 122.5 | Lead Traffic Painter |
| 418.6 | Legal Secretary |
| 423.5 | Legal Services Supervisor |
| 420.5 | Legal Services Technician |
| 120.5 | Maintenance Mechanic |
| 121.0 | Maintenance Mechanic - Pumps |
| 116.5 | Maintenance Worker I |
| 118.5 | Maintenance Worker II |
| 113.5 | Maintenance Worker Trainee |
| 428.0 | Management Analyst |
| 120.5 | Meter Reader/Repair Worker |
| 120.5 | Motor Sweeper Operator |
| 424.0 | Museum Supervisor |
| 122.5 | Nursery Propagator |

| Range No. | Title of Classification |
|---|---|
| 109.5 | Office Aide |
| 112.5 | Office Clerk |
| 412.6 | Office Clerk (Confidential) |
| 422.5 | Office Services Supervisor |
| 429.0 | Parking and Traffic Superintendent |
| 120.5 | Parking Meter Worker |
| 422.0 | Parks & Recreation Office Supervisor |
| 120.5 | Parks Crew Leader |
| 720.5 | Parks Crew Leader (Y Rate) |
| 424.5 | Parks Maintenance Supervisor I |
| 426.5 | Parks Maintenance Supervisor II |
| 429.0 | Parks Superintendent |
| 421.5 | Payroll Technician |
| 426.0 | Personnel Analyst |
| 432.0 | Personnel Manager |
| 419.5 | Personnel Technician |
| 126.5 | Plan Review Engineer |
| 117.5 | Planning Technician I |
| 120.5 | Planning Technician II |
| 123.5 | Planning Technician III |
| 123.0 | Plant Mechanic |
| 425.0 | Plant Mechanical Maintenance Supervisor |
| 632.0 | Police Captain |
| 114.5 | Police Clerk |
| 630.0 | Police Lieutenant |
| 310.0 | Police Officer |
| 308.0 | Police Officer Trainee |
| 425.0 | Police Records Supervisor |
| 628.0 | Police Sergeant |
| 432.0 | Principal Planner |
| 115.5 | Printing Services Operator |
| 113.5 | Printing Services Trainee |
| 123.0 | Programmer Analyst I |
| 126.0 | Programmer Analyst II |
| 430.0 | Property Agent |

| Range No. | Title of Classification |
|---|---|
| 426.0 | Public Information Officer |
| 124.0 | Public Services Inspector |
| 427.0 | Public Services Supervisor |
| 120.5 | Public Works Line Worker |
| 424.5 | Public Works Supervisor I |
| 426.5 | Public Works Supervisor II |
| 124.0 | Purchasing Assistant |
| 430.0 | Purchasing Officer |
| 112.5 | Receptionist |
| 429.0 | Recreation Superintendent |
| 426.0 | Recreation Supervisor |
| 426.0 | Recycling Program Coordinator |
| 432.0 | Risk Manager |
| 433.0 | Sanitary Engineer |
| 425.0 | Secondary Treatment Site Supervisor |
| 418.6 | Secretary |
| 126.5 | Senior Building Inspector |
| 426.0 | Senior Buyer |
| 120.5 | Senior Computer Operator |
| 126.5 | Senior Construction Inspector |
| 432.0 | Senior Deputy City Attorney I |
| 435.0 | Senior Deputy City Attorney II |
| 116.5 | Senior Microfilm & Graphics Technician |
| 416.5 | Senior Personnel Clerk |
| 116.5 | Senior Police Clerk |
| 118.5 | Senior Printing Services Operator |
| 428.0 | Senior Programmer Analyst |
| 120.5 | Senior Storeskeeper |
| 123.0 | Senior Wastewater Treat. Plant Operator |
| 418.6 | Senior Word Processing Technician |
| 429.0 | Shop Supervisor |
| 424.5 | Social Services Coordinator |
| 430.0 | Solid Waste Program Manager |

| Range No. | Title of Classification |
|---|---|
| 115.5 | Stenographer Clerk |
| 415.6 | Stenographer Clerk (Confidential) |
| 118.5 | Storeskeeper |
| 429.0 | Streets Maintenance Superintendent |
| 120.5 | Street Trees Crew Leader |
| 430.0 | Supervising Accountant |
| 428.5 | Supervising Building Inspector |
| 428.5 | Supervising Construction Inspector |
| 428.0 | Supervising Housing Rehabilitation Spec't |
| 117.5 | Supply Specialist |
| 430.0 | Systems & Procedures Accountant |
| 434.0 | Traffic Engineer |
| .26.5 | Traffic Engineering Technician |
| 120.5 | Traffic Painter |
| 426.0 | Training Coordinator |
| 429.0 | Transit Manager |
| 427.0 | Treasury Accountant |
| 120.5 | Tree Trimmer |
| 720.5 | Tree Trimmer (Y-Rate) |
| 122.5 | Tree Trimmer Crew Leader |
| 424.5 | Warehouse Supervisor |
| 118.5 | Wastewater Treatment Plant Attendant |
| 120.5 | Wastewater Treatment Plant Operator |
| 427.0 | Wastewater Treatment Plant Supervisor |
| 432.0 | Water Quality Control Superintendent |
| 422.0 | Word Processing Supervisor |
| 415.6 | Word Processing Technician I |
| 416.6 | Word Processing Technician II |
| 425.0 | Zoning Inspector |

| | | |
|---|---|---|
| Totals: | 14 | City Manager, Department Heads |
| | 207 | Other |
| | 221 | |

MODESTO CITY COUNCIL
RESOLUTION NO. 87-582

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND KEMPER INSURANCE FOR RENEWAL OF BOILER AND MACHINERY INSURANCE FOR YEAR JULY 15, 1987 THROUGH JULY 15, 1988

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Kemper Insurance for renewal of Boiler and Machinery Insurance for year July 15, 1987 through July 15, 1988

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of July, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-583

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND AND CENTRAL MUTUAL INSURANCE COMPANY FOR RENEWAL OF PROPERTY INSURANCE FOR THE YEAR JULY 15, 1987 THROUGH JULY 15, 1988

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Central Mutual Insurance Company for renewal of Property Insurance for the year July 15, 1987 through July 15, 1988

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of July, 19 87, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-584

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND WOOD WASTE RECYCLING, INC. TO RECEIVE THE CITY OF MODESTO'S GARDEN REFUSE MATERIALS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Wood Waste Recycling, Inc. to receive the City of Modesto's garden refuse materials

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of July, 19 87, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-585

A RESOLUTION GRANTING THE REQUEST OF ARCO PETROLEUM PRODUCTS COMPANY TO DRILL TWO WELLS ON PROPERTY LOCATED IN THE CITY OF MODESTO TO MONITOR GROUNDWATER.

WHEREAS, Arco Petroleum Products has requested permission to drill two (2) monitoring wells near its property located at 903 5th Street in the City of Modesto, more particularly described on the attached Exhibit A, to satisfy new laws which have been imposed to assure that groundwater will be protected from leaking underground tanks, and

WHEREAS, Section 5-1.501 of the Modesto Municipal Code requires that such wells be approved by the Council of the City of Modesto, and

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

1. The wells shall not exceed a depth of 65 feet.

2. The drilling of the wells shall be subject to approval of the Director of Utility Services of the City of Modesto and the Environmental Resources Department of the County of Stanislaus.

3. The installation shall be made in accordance with all requirements of the laws of the State of California, the County of Stanislaus and the City of Modesto.

4. When the groundwater is no longer required to be monitored, Arco shall abandon and permanently seal them in accordance with requirements of the Director of Utility Services.

5. The undersigned understands that permission will be binding on all successors, assigns and heirs of the permittee.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of July, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

## ATTACHMENT A

## DESCRIPTION OF ACTIVITIES

On June 10, 1987, one groundwater monitoring well will be installed in the location shown on Figure A-1. The borehole will be drilled to 65 feet below ground surface with a truck-mounted drilling rig equipped with 10-inch outside-diameter, hollow-stem augers.

Soil samples for lithologic classification and potential laboratory analyses will be collected at 5-foot intervals by driving a 1 1/2-foot long by 2 1/2-inch diameter Modified California type sampler with 6-inch long brass tube liners ahead of the auger into undisturbed soil. The borehole will be logged using the Unified Soil Classification system.

A monitoring well will be installed in the borehole by inserting 4-inch-diameter, Schedule 40, polyvinyl chloride, blank casing with 20 feet of perforated casing (0.020-inch slots) attached to the bottom directly through the augers. A bottom plug will be installed at the bottom of the perforated interval.

To gravel pack the well, coarse aquarium sand will be poured directly through the augers as they were gradually removed from the borehole. A bentonite seal will be emplaced immediately above the gravel pack. The remaining annular space of the well will be filled with concrete and completed at grade with a locking top and a utility box. Cuttings from the borehole will be collected and disposed of by Arco Petroleum Products Company (Arco).

Following installation, the well will be developed using a submersible pump and sampled using a nitrogen operated pump or bailer. All water produced during monitoring well development and sampling will be containerized and subsequently disposed of by Arco.

To reduce the potential for introduction of contaminants, the hollow stem augers will be steam cleaned prior to use. All soil and groundwater sampling equipment will be washed with laboratory detergent and tap water then rinsed with tap water prior to use.

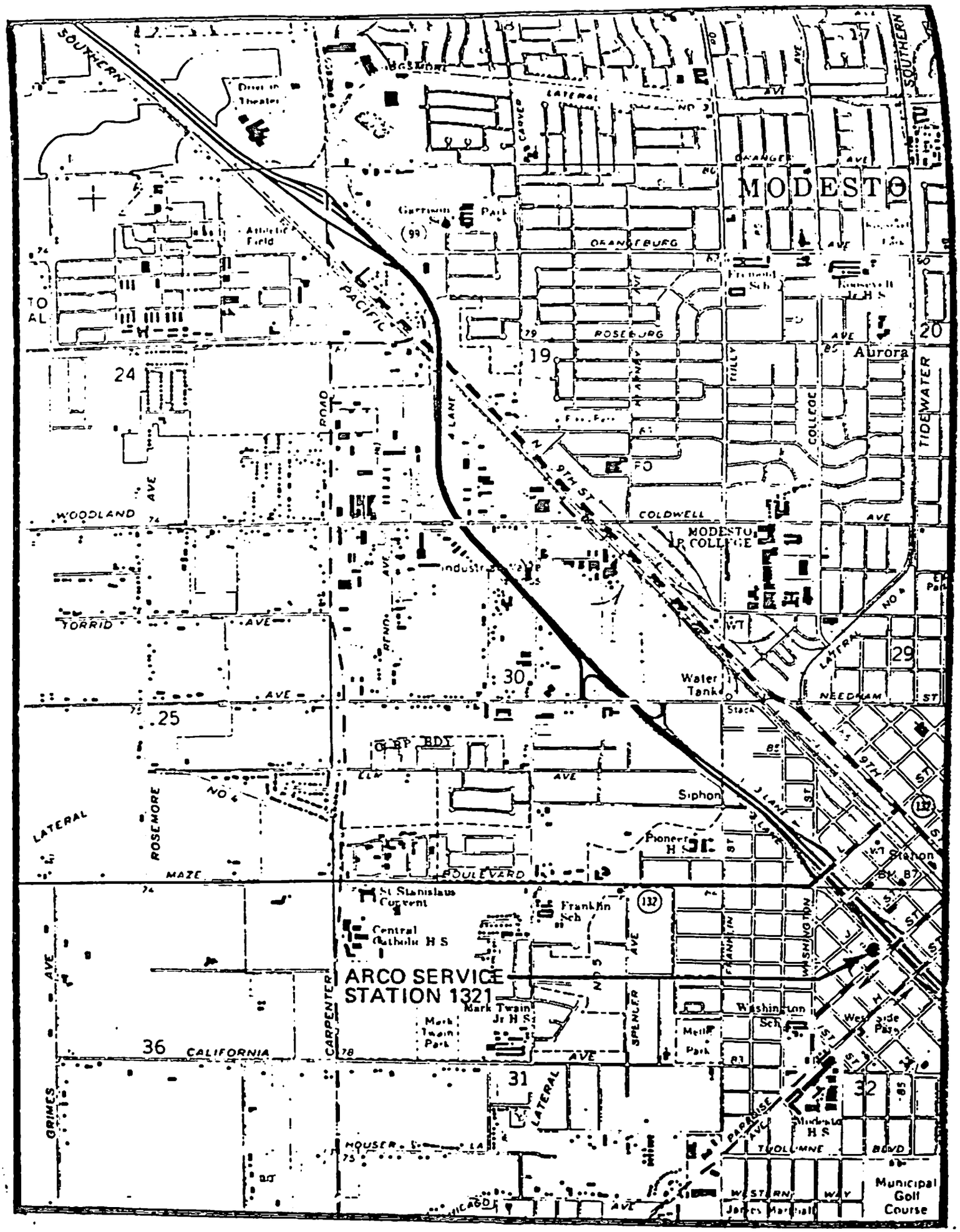


Figure 1 Vicinity Map

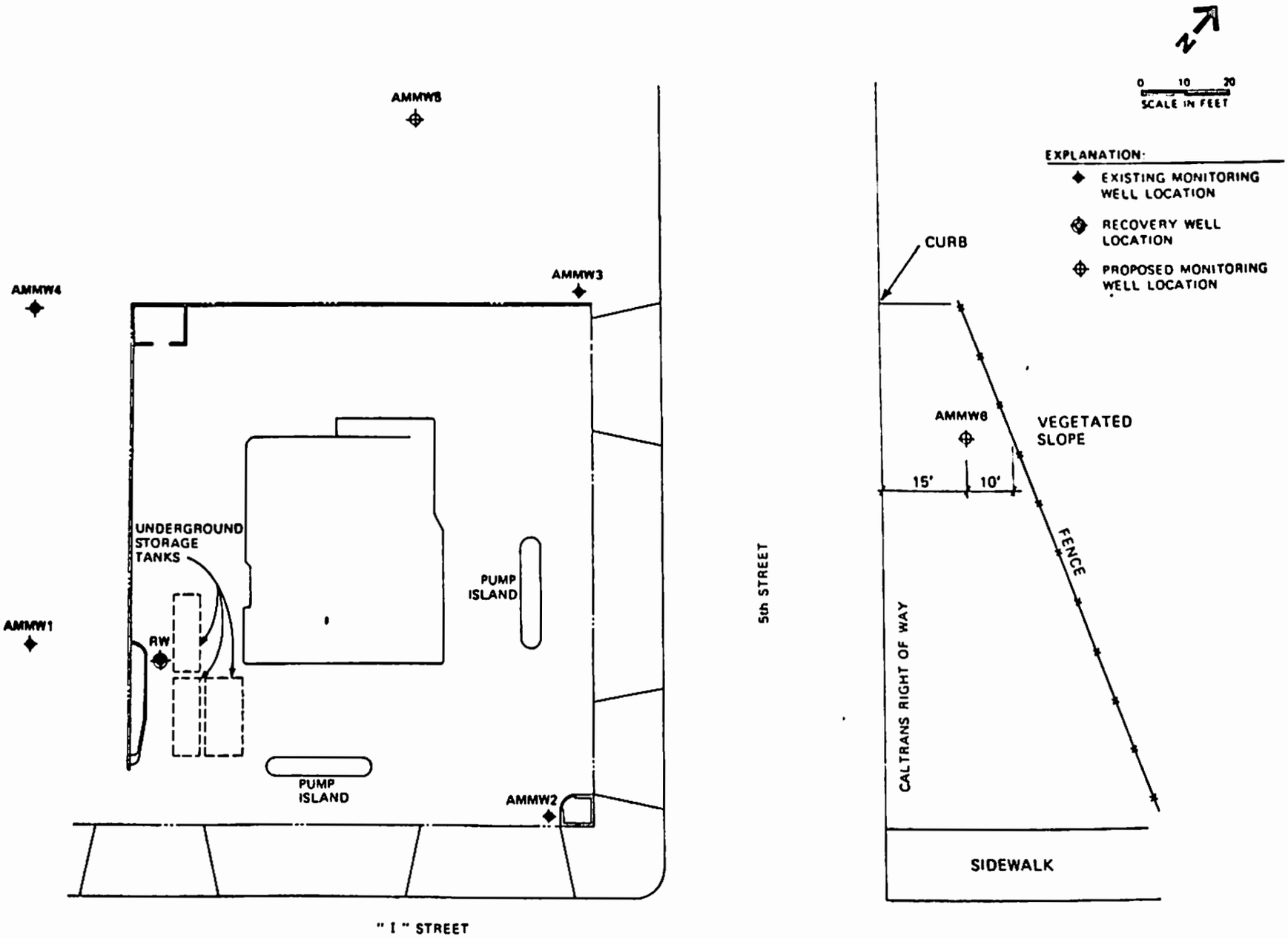


**Figure 2 Location of Proposed Monitoring Wells**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-586

A RESOLUTION APPROVING LETTER AGREEMENT BETWEEN THE CITY OF MODESTO AND ARCO PETROLEUM PRODUCTS COMPANY FOR THE PURPOSE OF DRILLING TWO MONITORING WELLS NEAR THEIR STATION AT 903 5TH STREET

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the letter agreement between the City of Modesto and Arco Petroleum Products Company for the purpose of drilling two monitoring wells near their station at 903 5th Street

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of July, 19 87, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-587

A RESOLUTION ESTABLISHING SEWER SERVICE CHARGES AND SUPERSEDING RESOLUTION NO. 87-38.

WHEREAS, Section 5-6.02 of the Modesto Municipal Code authorizes the Council to establish sewer service charges from time to time by resolution, and

WHEREAS, the Council has previously established sewer service charges, and

WHEREAS, City staff has recommended adjustment in the various sewer service charges, and

WHEREAS, the Council held a public hearing to consider the recommended adjustments in the sewer service charges,

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

SECTION 1. DEFINITIONS. Unless the context requires a different meaning, for the purposes of this resolution the definitions set forth in Section 5-6.01 of Chapter 6 of Title V of the Modesto Municipal Code entitled "DEFINITIONS" shall apply.

SECTION 2. SEWER SERVICE CHARGES FOR RESIDENTIAL SERVICE. Each person owning property within the sewer district and receiving residential sewer service shall pay a sewer service charge to the City in accordance with the following rates for the period commencing on and after April 1, 1987.

(a) The monthly sewer service charges for dwelling units, mobile homes and mobile home spaces in mobile home parks connected or required to be connected to the sewage system shall be:

| | |
|---|---|
| Each single-family dwelling or mobile home on a lot | $5.35 |
| Each dwelling unit in a duplex | 3.73 |
| One additional dwelling unit or mobile home on a lot | 3.73 |
| Each dwelling unit in an apartment building or dwelling group or mobile home space in a mobile home park | 2.98 |

(b) In areas outside the Sewer District, the monthly sewer service charges for dwelling units or mobile homes or mobile home spaces in a mobile home park shall be at the rate of 135% of the charges set forth above.

(c) For dwelling units or mobile homes required to be connected to the sewage system, but which have not been connected to said system, in addition to the sewer service charges set forth in subsection (a) above, there shall be an additional charge of One and No/100ths ($1.00) Dollar per month per premises to cover the cost of inspections to insure that the continued use of septic tanks does not cause a health hazard or nuisance.

SECTION 3. SEWER SERVICE CHARGES FOR COMMERCIAL SERVICE. Each person owning property within the sewer district and receiving commercial sewer service shall pay a sewer service charge to the City in accordance with the following rates for the period commencing on and after March 1, 1987:

(a) Commercial users (including churches) shall be grouped according to Biochemical Oxygen Demand (hereinafter referred to as B.O.D.) and Suspended Solids (hereinafter referred to as S.S.) strength characteristics and shall pay sewer service charges based on 65% of the quantity of water used measured in gallons and the waste strength characteristics measured in milligrams per liter (hereinafter referred to as mg/l). The Director of Utility Services shall determine the waste strength characteristics of commercial users and assign them to one of the following commercial users groups:

| | Sewer Service Charges Per 1000 Gals. of Water Used |
|---|---|
| Group 1 | 46¢ |
| Combined B.O.D. and S.S. measured in mg/l is 400mg/l or less | |
| Group 2 | 53¢ |
| Combined B.O.D. and S.S. measured in mg/l is in the range of 401mg/l to 900 mg/l | |
| Group 3 | 65¢ |
| Combined B.O.D. and S.S. measured in mg/l is in the range of 901mg/l to 1400 mg/l | |
| Group 4 | 78¢ |
| Combined B.O.D. and S.S. measured in mg/l is over 1401 mg/l | |

(b) Sewer service charges for commercial users outside the Sewer District shall be at the rate of 135% of the charges set forth in subsection (a) above.

(c) Notwithstanding the charges set forth in subsections (a) and (b) above, there shall be a minimum $2.00 per month sewer charge for commercial users.

(d) For commercial users required to be connected to the sewage system, but which have not been connected to said system, in addition to the sewage service charges set forth in subsection (a) above, there shall be an additional charge of One and 50/100ths ($1.50) Dollars per month to cover the costs of inspections to insure that the continued use of septic tanks does not cause a health hazard or nuisance.

(e) Commercial users shall have all water used on the premises metered in order to determine the users' sewer service charges.

(1) Commercial users on a public water system other than the City's shall obtain a metered water service from the water purveyor and shall pay the sewer service charge which would be made were such water from the City's water system.

(2) Commercial users not connected to a public water system shall allow the City to furnish, install and maintain a water meter with the user to pay for the cost of the meter and installation plus ten (10) percent. The user shall pay the sewer service charge which would be made were such water from the City's water system. Authorization shall be granted to City from user to install, read and maintain said meter by user executing an agreement on a form furnished by the Director of Utility Services.

(f) In the case of existing meters which are under the ownership of users, the City will assume responsibility for maintenance of such meters upon:

(1) Receipt of transfer of title from the owner in a form satisfactory to the Director of Utility Services, and

(2) Authorization being granted to City for reading and maintaining the meter as set forth in paragraph (e) above.

SECTION 4. SEWER SERVICE CHARGES FOR INDUSTRIAL SERVICE. Each person owning property within the sewer district and receiving industrial sewer service shall pay a sewer service charge to the City in accordance with the following rates for the period commencing on and after March 1, 1987:

(a) The monthly sewer service charges for industrial users shall be at the rate of $449.00 per million gallons of total flow.

1. If Industry has an effluent meter for industrial flow measurement, the total flow shall be the sum of the metered flow and a sanitary flow.

Sanitary Sewage Flow: If Industry has an unmetered connection for disposal of sanitary sewage, the estimated volume may be established by the Director of Utility Services as follows:

The estimated volume shall be based on the number and type of plumbing fixture units contributing to the system along with any other flow information available which indicates the total volume of sanitary sewage.

2. If the Industry has an effluent meter for industrial flow measurement and a sanitary sewage meter, the total flow shall be the sum of the metered flows.

3. In the absence of an effluent meter, an influent meter shall be used, and total flow shall be based upon the influent meter reading.

(b) If the Biochemical Oxygen Demand (B.O.D.) of the industrial waste is over two hundred (200) mg/l, then an additional charge of $53.11 per one thousand (1000) pounds of B.O.D. will be made for the B.O.D. in excess of two hundred (200) mg/l based on industrial flow only.

(c) If the Suspended Solids (S.S.) of the industrial waste is over two hundred (200) mg/l, then an additional charge of $39.48 per one thousand (1000) pounds of S.S. will be made for the S.S. in excess of two hundred (200) mg/l based on industrial flow only.

Industrial Charge shall be the sum of items (a), (b), and (c).

(d) Notwithstanding the charges set forth in subsection (a), (b) and (c) above, there shall be a minimum $10.00 per month sewer service charge.

(e) Sewer service charges for industrial users outside the sewer district shall be at the rate of 135% of the charges set forth in subsections (a), (b), (c), and (d) above.

SECTION 5. PREPAID SEWER SERVICE CHARGES. Any person who has prepaid sewer service charges for residential sewer service and the period for which said sewer service charges were prepaid includes the period covered by Section 2 of this resolution shall be entitled to receive sewer service for said period for the prepaid rates.

SECTION 6. EFFECTIVE DATE. The Commercial and Industrial Sewer Service Charges established by this resolution shall become effective and apply on and after March 1, 1987, and the Residential Sewer Service Charges established by this resolution shall become effective and apply on and after April 1, 1987.

SECTION 7. SUPERSEDES PRIOR RESOLUTION. This resolution supersedes Modesto City Council Resolution No. 87-38.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of July, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-588

A RESOLUTION ESTABLISHING A FINE SCHEDULE FOR VIOLATIONS OF WASTE DISCHARGE PERMITS.

WHEREAS, Section 5-6.13.2 of the Modesto Municipal Code relating to sewage collection and disposal authorizes a fine for violations of waste discharge permits, which fine shall be in accordance with a schedule approved by the Council from time to time by resolution,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that wastewater permit violation fines are hereby established as follows:

1. Administrative fine in the amount of $750.00 for each violation.

2. Processing fine in the amount of:

   $449.00 per million gallons of flow in excess of permit allocation.

   $53.11 per 1,000 pounds of Biochemical Oxygen Demand (BOD) in excess of permit allocation.

   $39.48 per 1,000 pounds of Suspended Solids (SS) in excess of permit allocation.

BE IT FURTHER RESOLVED that the fines established by this resolution are in addition to the sewer service charges for processing the wastewater flow which is excess of the permit allocation.

BE IT FURTHER RESOLVED that the fee established by this resolution shall become effective for violations which occur on and after July 8, 1987.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of July, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-589

A RESOLUTION ACCEPTING WITH REGRET THE RESIGNATION OF BILL GARDNER FROM THE D.I.D. ADVISORY BOARD, EFFECTIVE JULY 7, 1987

WHEREAS, Bill Gardner was appointed a member of the Downtown Improvement District Advisory Board on March 28, 1985; and

WHEREAS, Bill Gardner has tendered his resignation from the D.I.D. Advisory Board effective July 7, 1987; and

WHEREAS, Bill Gardner has been a devoted and sincere public servant and has contributed greatly to our civic progress.

NOW, THEREFORE, BE IT RESOLVED that the resignation of Bill Gardner from the D.I.D. Advisory Board be, and hereby is accepted with regret.

BE IT FURTHER RESOLVED that the Council of the City of Modesto, on its own behalf, and on behalf of the citizens of this City, hereby expresses its sincere appreciation to Bill Gardner for his outstanding service to the community.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of July, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-590

A RESOLUTION APPOINTING MEMBER OF THE HCDA REHABILITATION LOAN POOL SUBCOMMITTEE (DEAN PAULSON) AND REAPPOINTING MEMBER MICHAEL GARCIA

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

SECTION 1. The following persons are hereby appointed and reappointed to the Rehabilitation Loan Pool Subcommittee for the respective term as indicated:

Michael Garcia - term to expire 6/30/91

Dean Paulson - term to expire 6/30/91

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed member and reappointed member of the Rehabilitation Loan Pool Subcommittee and the Secretary thereof.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of July, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Muratore |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

Committees

BEFORE THE CITY COUNCIL
OF THE CITY OF MODESTO

IMPROVEMENT DISTRICT NO. 27

(YOSEMITE ASSESSMENT DISTRICT)

RESOLUTION NO. 87-591

RESOLUTION SELLING $702,060 PRINCIPAL AMOUNT OF IMPROVEMENT BONDS, IMPROVEMENT DISTRICT NO. 27 (YOSEMITE ASSESSMENT DISTRICT), AND FIXING THE DEFINITIVE RATES OF INTEREST THEREON.

WHEREAS, the City Council of the City of Modesto (the "City"), by proceedings duly had and taken, has authorized the issuance of $702,060 principal amount of Improvement Bonds, City of Modesto, Improvement District No. 27 (Yosemite Assessment District) (the "Bonds"), all dated July 1, 1987, and has further duly authorized the sale of the Bonds at public sale to the highest and best bidder therefor; and

WHEREAS, notice of the sale of the Bonds has been duly given and the following bids for the Bonds were and are the only bids received, to wit:

| Name of Bidder | Net Interest Cost | Net Interest Rate |
|---|---|---|
| M.L. Stern & Co. Inc. | $505,208.95 | 7.379 % |
| Stone & Youngberg | 510,110.92 | 7.4512 |
| Smith Barney, Harris Upham | 518,946.01 | 7.58 |
| Bateman Eichler, Hill Richards | 525,371.18 | 7.674111 |
| Prudential-Bache | 526,522.56 | 7.6909 |

AND WHEREAS, the bid of M.L. Stern & Co., Inc. is the highest and best bid for the Bonds, considering the interest rates specified and the discount, if any, specified;

NOW, THEREFORE, BE IT RESOLVED BY CITY COUNCIL OF THE CITY OF MODESTO, COUNTY OF STANISLAUS, STATE OF CALIFORNIA, AS FOLLOWS:

Section 1. Said bid of M.L. Stern & Co., Inc. for the Bonds is hereby accepted, and the Treasurer of the City of Modesto, is hereby authorized and directed to deliver the Bonds to said purchaser upon payment to him of the purchase price, to wit: The par value thereof, less a discount of $21,061.80, together with accrued interest at the following rates:

| Maturity Date September 2 | Principal Amount | Interest Rate |
|---|---|---|
| 1988 | $22,060 | 7.0% |
| 1989 | 25,000 | 7.0 |
| 1990 | 30,000 | 7.0 |
| 1991 | 30,000 | 7.0 |
| 1992 | 35,000 | 7.0 |
| 1993 | 40,000 | 7.0 |
| 1994 | 40,000 | 7.0 |
| 1995 | 45,000 | 7.0 |
| 1996 | 45,000 | 7.0 |
| 1997 | 50,000 | 7.2 |
| 1998 | 55,000 | 7.4 |
| 1999 | 60,000 | 7.5 |
| 2000 | 70,000 | 7.6 |
| 2001 | 75,000 | 7.7 |
| 2002 | 80,000 | 5.75 |

The Bonds shall bear interest at the rates hereinabove set forth, payable on March 2, 1988, and semiannually thereafter on September 2 and March 2 in each year.

Section 2. All bids except said accepted bid are hereby rejected and the City Clerk is hereby directed to return to the unsuccessful bidders their several checks accompanying their respective bids.

PASSED AND ADOPTED this 7th day of July, 1987, by the following vote, to wit:

Ayes: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

Noes: Councilmembers: None

Absent: Councilmembers None

ATTEST:

City Clerk of the City of Modesto

[SEAL]

APPROVED AS TO FORM

MODESTO CITY COUNCIL
RESOLUTION NO. 87-592

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF IMPROVEMENTS ALONG CERTAIN STREETS IN THE CITY OF MODESTO (MONTEREY AVENUE)

WHEREAS, Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council, did, on June 23, 19 87, adopt its Resolution No. 87-521, ordering the installation of certain improvements along certain streets in the City of Modesto, as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, the Council did by said resolution, set the 14th day of July, 1987, at 7:30 o'clock p.m., in the Council Chambers, as the time and place for a hearing for the purpose of passing upon objections or protests, if any, which may be raised by the property owners or other interested persons relating to the proposed work; and

WHEREAS, the Superintendent of Streets has caused notices to be given as directed by said Resolution No. 87-521; and

WHEREAS, at the time set for hearing the protests and objections, if any, to the proposed work, the said Council proceeded to hear the same.

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

SECTION 1. All protests and objections of any kind or nature whatsoever to the proposed work as set forth in the Notices which are attached hereto, and incorporated by reference herein, are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project as to the properties described in the attached notices in accordance with the provisions of Resolution No. 87-521 and Chapter 27, Part 3, of Division 7 of the Streets and Highways Code of the State of California.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of July, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

1. Curb and walk along Monterey Avenue at 1307 Monterey Avenue, a portion of Block 4 (Michael Dugan)

2. Curb and walk on the north side of Monterey Avenue at 1311 Monterey avenue, a portion of Block 4 (Lloyd Briscoe)

3. Curb and walk on the north side of Monterey Avenue at 1315 Monterey Avenue, a portion of Block 4 (L. G. Cahill, et ux)

4. Curb and walk on the north side of Monterey Avenue at 1319 Monterey Avenue, a portion of Block 4 (Alvya A. Stohler, et ux)

5. Curb and walk along the north side of Monterey Avenue at 1331 Monterey Avenue, a portion of Block 4 (Melvin L. Myers, et ux)

6. Curb and walk along the North side of Monterey Avenue at 750 Benson Avenue, Lot 14 of Block 2076 (Marion T. Merrell)

7. Curb and walk along the north side of Monterey Avenue at 747 Kerr Avenue, Lot 13 of Block 2076 (Guadalupe Espinoza)

8. Curb and walk along the north side of Monterey Avenue at 1501 Monterey Avenue, a portion of Block 2108 (Jerry D. Reese)

9. Curb and walk along the north side of Monterey Avenue at 1507 Monterey Avenue, a portion of Block 2108 (Robbins Zandy Investors)

10. Curb and walk along the north side of Monterey Avenue at 747 Thrasher Avenue, Lot 13 of Block 2108 (Leo Tharp)

11. Curb and walk along the north side of Monterey Avenue at 1611 Monterey Avenue, Lots 14 and 15 of Block 2116 (Bipan K. Kochhar, et ux)

12. Curb and walk along the north side of Monterey Avenue at 1711 Monterey Avenue, a portion of Block 2141 (Abelardo Morales, et al)

13. Curb and walk along the north side of Monterey Avenue at 1719 Monterey Avenue, a portion of Block 2141 (Robert J. Meisenbach, et ux)

14. Curb and walk along the south side of Monterey Avenue at 802 Santa Cruz Avenue, Lot 7 of Block 2071 (Roy E. Chipps)

15. Curb and walk on the south side of Monterey Avenue at 1316 Monterey Avenue, Lot 6 of Block 2071 (Ruben Morales et ux)

16. Curb and walk on the south side of Monterey Avenue at 1320 Monterey Avenue, a portion of Block 2071 (Walt Garrity et ux)

17. Curb and walk on the south side of Monterey Avenue at 1324 Monterey Avenue, Lot 4 of Block 2071 (Donna M. Durling)

18. Curb and walk on the south side of Monterey Avenue at 1328 Monterey Avenue, Lot 3 of Block 2071 (Rodney C. Bonnell et ux)

20. Curb and walk along the south side of Monterey Avenue at 1402 Monterey Avenue, Lot 27 of Block 2110 (Odilon v. Rodriquez et ux)

21. Curb and walk on the south side of Monterey Avenue at 1410 Monterey Avenue, Lot 28 of Block 2110 (Marie L. Lester)

22. Curb and walk on the south side of Monterey Avenue at 1414 Monterey Avenue, Lot 25 of Block 2110 (Elma A. Alakely)

23. Curb and walk along the south side of Monterey Avenue at 1418 Monterey Avenue, Lots 1 and 2 of Block 2110 (Fred Sullivan et ux)

24. Curb and walk along the south side of Monterey Avenue at 1502 Monterey Avenue, Lot 1 of Block 2111 (Mark L. Morphy, et ux)

25. Curb and walk on the south side of Monterey Avenue at 1508 Monterey Avenue, Lot 2 of Block 2111 (Effie Deeks)

26. Curb and walk on the south side of Monterey Avenue at 1516 Monterey Avenue, Lot 3 of Block 2111 (Creed J. Rone)

27. Curb and walk along the south side of Monterey Avenue at 1634 Monterey Avenue, a portion of Block 2114 (Efiginia Irizarry)

28. Curb and walk along the south side of Monterey Avenue at 1708 Monterey Avenue, Lots 13 and 14 of Block 2142 (Joel Zuniga et ux)

29. Curb and walk on the south side of Monterey Avenue at 1710 Monterey Avenue, Lot 15 of Block 2142 (John Valdez et al)

30. Curb and walk on the south side of Monterey Avenue at 1714 Monterey Avenue, Lot 16 of Block 2142 (Roberto G. Bautista)

31. Curb and walk on the south side of Monterey Avenue at 1718 Monterey Avenue, Lot 17 of Block 2142 (Robert G. Bautista)

32. Curb and walk on the south side of Monterey Avenue at 1722 Monterey Avenue, Lot 18 of Block 2142 (Audrey M. Angle)

33. Curb and walk on the south side of Monterey Avenue at 1726 Monterey Avenue, Lot 19 of Block 2142 (Francisco C. Avila et al)

34. Curb and walk on the south side of Monterey Avenue at 1730 Monterey Avenue, Lot 20 of Block 2142 (Nancy Griffith)

35. Curb and walk on the south side of Monterey Avenue at 1734 Monterey Avenue, Lot 21 of Block 2142 (Jose G. Salas et ux)

36. Curb and walk on the south side of Monterey Avenue at 1738 Monterey Avenue, Lot 22 of Block 2142 (Harlin Harris et ux)

37. Curb and walk on the south side of Monterey Avenue at 1742 Monterey Avenue, Lot 23 of Block 2142 (Joe R. Murray et ux)

38. Curb and walk along the south side of Monterey Avenue at 1746 Monterey Avenue, Lot 24 of Block 2142 (Jaime Fonseca et ux)

39. Curb and walk along the north side of Monterey Avenue at 1627 Monterey Avenue, Lot 13 of Block 2116 (Mary J. Jones)

# CITY of MODESTO

**Engineering Department:** 801 11th Street, P. O. Box 642, Modesto, CA 95353
Engineering Division (209) 577-5462 [TDD (209) 526-9211 Hearing and Speech Impaired only]

NOTICE IS HEREBY GIVEN

035-4312
DUGAN, MICHAEL T. ET AL

[illegible] EMPIRE AVE
MODESTO [illegible]

OWNER OF RECORD OF PROPERTY DESCRIBED AS FOLLOWS:

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows: (Assessor's Parcel No. 035-4312)

The West 65.50 feet of Lot 14 and the West 131.00 feet of Lot 15 of Block 4 of Sierra Subdivision as per map filed February 20, 1930 in Volume 11 of Maps, Page 15, Stanislaus County Records.

The Superintendent of Streets of the City of Modesto has been instructed by the City Council of the City of Modesto to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

65.50 lineal feet of 6" vertical curb and 4' wide sidewalk along Monterey Avenue in the City of Modesto, all of said construction to be in accordance with City of Modesto Standard Specifications.

The City Council will hear and pass upon objections or protects, if any, which may be raised by any property owner or other interested persons at 7:30 p.m. on the 14th day of July, 1987, in the City Council Chambers, located in City Hall at 801 Eleventh Street, Modesto, California.

If construction is not commenced within sixty (60 days, or if construction is not diligently and without interruption prosecuted to completion, the Superintendent of Streets shall cause the construction to be done and the cost of the same shall be a lien on the property.

DATED THIS 25TH DAY OF JUNE, 1987

ALFRED KAUFMAN, Superintendent of Streets

# CITY of MODESTO

Engineering Department: 801 11th Street, P. O. Box 642, Modesto, CA 95353
Engineering Division (209) 577-5462 TDD (209) 526-9211 Hearing and Speech Impaired only

NOTICE IS HEREBY GIVEN

035-4313
[illegible]

1412 [illegible]
MODESTO [illegible]

OWNER OF RECORD OF PROPERTY DESCRIBED AS FOLLOWS:

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows: (Assessor's Parcel No. 035-4313)

The East 65.50 feet of the West 131.00 feet of Lot 14 of Block 4 of Sierra Subdivision as per map filed February 20, 1930 in Volume 11 of Maps, Page 15, Stanislaus County Records.

The Superintendent of Streets of the City of Modesto has been instructed by the City Council of the City of Modesto to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

65.50 lineal feet of 6" vertical curb and 4' wide sidewalk along Monterey Avenue in the City of Modesto, all of said construction to be in accordance with City of Modesto Standard Specifications.

The City Council will hear and pass upon objections or protects, if any, which may be raised by any property owner or other interested persons at 7:30 p.m. on the 14th day of July, 1987, in the City Council Chambers, located in City Hall at 801 Eleventh Street, Modesto, California.

If construction is not commenced within sixty (60 days, or if construction is not diligently and without interruption prosecuted to completion, the Superintendent of Streets shall cause the construction to be done and the cost of the same shall be a lien on the property.

DATED THIS 25TH DAY OF JUNE, 1987

ALFRED KAUFMAN, Superintendent of Streets

# CITY of MODESTO

**Engineering Department:**
Engineering Division (209) 577-5462

801 11th Street, P. O. Box 642, Modesto, CA 95353
[TDD (209) 526-9211 Hearing and Speech Impaired only]

NOTICE IS HEREBY GIVEN

035-4314
CAHILL L G ET UX

1315 MONTEREY AVE
MODESTO CA 95351

OWNER OF RECORD OF PROPERTY DESCRIBED AS FOLLOWS:

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows: (Assessor's Parcel No. 035-4314)

The East 65.57 feet of Lot 14 of Block 4 of Sierra Subdivision as per map filed February 20, 1930 in Volume 11 of Maps, Page 15, Stanislaus County Records.

The Superintendent of Streets of the City of Modesto has been instructed by the City Council of the City of Modesto to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

65.57 lineal feet of 6" vertical curb and 4' wide sidewalk along Monterey Avenue in the City of Modesto, all of said construction to be in accordance with City of Modesto Standard Specifications.

The City Council will hear and pass upon objections or protects, if any, which may be raised by any property owner or other interested persons at 7:30 p.m. on the 14th day of July, 1987, in the City Council Chambers, located in City Hall at 801 Eleventh Street, Modesto, California.

If construction is not commenced within sixty (60 days, or if construction is not diligently and without interruption prosecuted to completion, the Superintendent of Streets shall cause the construction to be done and the cost of the same shall be a lien on the property.

DATED THIS 25TH DAY OF JUNE, 1987

ALFRED KAUFMAN, Superintendent of Streets

# CITY of MODESTO

**Engineering Department:**

Engineering Division (209) 577-5462

801 11th Street, P. O. Box 642, Modesto, CA 95353

[TDD (209) 526-9211 Hearing and Speech Impaired only]


NOTICE IS HEREBY GIVEN

035-4338
STOHLER ALVY A ET UX

P O BOX 753
CERES CA 95307

OWNER OF RECORD OF PROPERTY DESCRIBED AS FOLLOWS:

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows: (Assessor's Parcel No. 035-4338)

The East 46.51 feet of Lots 12 and 13 of Block 4 of Sierra Subdivision as per map filed February 20, 1930 in Volume 11 of Maps, Page 15, Stanislaus County Records.

The Superintendent of Streets of the City of Modesto has been instructed by the City Council of the City of Modesto to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

46.51 lineal feet of 6" vertical curb and 4' wide sidewalk along Monterey Avenue in the City of Modesto, all of said construction to be in accordance with City of Modesto Standard Specifications.

The City Council will hear and pass upon objections or protects, if any, which may be raised by any property owner or other interested persons at 7:30 p.m. on the 14th day of July, 1987, in the City Council Chambers, located in City Hall at 801 Eleventh Street, Modesto, California.

If construction is not commenced within sixty (60 days, or if construction is not diligently and without interruption prosecuted to completion, the Superintendent of Streets shall cause the construction to be done and the cost of the same shall be a lien on the property.

DATED THIS 25TH DAY OF JUNE, 1987

ALFRED KAUFMAN, Superintendent of Streets

# CITY of MODESTO

**Engineering Department:** 801 11th Street, P. O. Box 642, Modesto, CA 95353

Engineering Division (209) 577-5462 [TDD (209) 526-9211 Hearing and Speech Impaired only]


NOTICE IS HEREBY GIVEN

035-4342
MYERS MELVIN L ET UX

3731 SHAWNEE DR
MODESTO CA 95356

OWNER OF RECORD OF PROPERTY DESCRIBED AS FOLLOWS:

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows: (Assessor's Parcel No. 035-4342)

The East 150.06 feet of Lots 12 and 13 and the East 150.06 feet of the South 30.00 feet of Lot 11 of Block 4 of Sierra Subdivision as per map filed February 20, 1930 in Volume 11 of Maps, Page 15, Stanislaus County Records.

The Superintendent of Streets of the City of Modesto has been instructed by the City Council of the City of Modesto to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

150.06 lineal feet of 6" vertical curb and 4' wide sidewalk along Monterey Avenue in the City of Modesto, all of said construction to be in accordance with City of Modesto Standard Specifications.

The City Council will hear and pass upon objections or protects, if any, which may be raised by any property owner or other interested persons at 7:30 p.m. on the 14th day of July, 1987, in the City Council Chambers, located in City Hall at 801 Eleventh Street, Modesto, California.

If construction is not commenced within sixty (60 days, or if construction is not diligently and without interruption prosecuted to completion, the Superintendent of Streets shall cause the construction to be done and the cost of the same shall be a lien on the property.

DATED THIS 25TH DAY OF JUNE, 1987

ALFRED KAUFMAN, Superintendent of Streets

**CITY of MODESTO**

Engineering Department: 801 11th Street, P. O. Box 642, Modesto, CA 95353

Engineering Division (209) 577-5462 TDD (209) 526-9211 Hearing and Speech impaired only

NOTICE IS HEREBY GIVEN

035-4414
[illegible]

[illegible] AVE
SANTA CRUZ [illegible]

OWNER OF RECORD OF PROPERTY DESCRIBED AS FOLLOWS:

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows: (Assessor's Parcel No. 035-4414)

Lot 14 of Block 2076 of Sierra Subdivision No. 2 as per map filed February 14, 1936 in Volume 11 of Maps, Page 31, Stanislaus County Records.

The Superintendent of Streets of the City of Modesto has been instructed by the Modesto City Council to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

160.81 lineal feet of 6" vertical curb and 4' wide sidewalk along Monterey Avenue in the City of Modesto, all of said construction to be in accordance with City of Modesto Standard Specifications.

The City Council will hear and pass upon objections or protects, if any, which may be raised by any property owner or other interested persons at 7:30 p.m. on the 14th day of July, 1987, in the City Council Chambers, located in City Hall at 801 Eleventh Street, Modesto, California.

If construction is not commenced within sixty (60 days, or if construction is not diligently and without interruption prosecuted to completion, the Superintendent of Streets shall cause the construction to be done and the cost of the same shall be a lien on the property.

Dated this 25th day of June, 1987

ALFRED KAUFMAN, Superintendent of Streets

**CITY of MODESTO**

Engineering Department:
Engineering Division (209) 577-5462

801 11th Street, P. O. Box 642, Modesto, CA 95353
(TDD (209) 526-9211 Hearing and Speech Impaired only)

NOTICE IS HEREBY GIVEN

035-4485
ESPINOZA GUADALUPE

747 KERN AVE
MODESTO

OWNER OF RECORD OF PROPERTY DESCRIBED AS FOLLOWS:

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows: (Assessor's Parcel No. 035-4485)

Lot 13 of Block 2076 of Sierra Subdivision No. 2 as per map filed February 14, 1936 in Volume 11 of Maps, Page 31, Stanislaus County Records.

The Superintendent of Streets of the City of Modesto has been instructed by the Modesto City Council to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

160.81 lineal feet of 6" vertical curb and 4' wide sidewalk along Monterey Avenue in the City of Modesto, all of said construction to be in accordance with City of Modesto Standard Specifications.

The City Council will hear and pass upon objections or protects, if any, which may be raised by any property owner or other interested persons at 7:30 p.m. on the 14th day of July, 1987, in the City Council Chambers, located in City Hall at 801 Eleventh Street, Modesto, California.

If construction is not commenced within sixty (60 days, or if construction is not diligently and without interruption prosecuted to completion, the Superintendent of Streets shall cause the construction to be done and the cost of the same shall be a lien on the property.

Dated this 25th day of June, 1987

ALFRED KAUFMAN, Superintendent of Streets

**CITY of MODESTO**
**Engineering Department:**
Engineering Division (209) 577-5462
801 11th Street, P. O. Box 642, Modesto, CA 95353
[TDD (209) 526-9211 Hearing and Speech Impaired only]

NOTICE IS HEREBY GIVEN

035-4438
WEESE JERRY D ET UX

2317 O FARRELL AVE
MODESTO CA 95355

OWNER OF RECORD OF PROPERTY DESCRIBED AS FOLLOWS:

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows: (Assessor's Parcel No. 035-4438)

The West 102 feet of Lot 14 of Block 2108 of Sierra Subdivision No. 2 as per map filed February 14, 1936 in Volume 11 of Maps, Page 31, Stanislaus County Records.

The Superintendent of Streets of the City of Modesto has been instructed by the Modesto City Council to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

102.00 lineal feet of 6" vertical curb and 4' wide sidewalk along Monterey Avenue in the City of Modesto, all of said construction to be in accordance with City of Modesto Standard Specifications.

The City Council will hear and pass upon objections or protects, if any, which may be raised by any property owner or other interested persons at 7:30 p.m. on the 14th day of July, 1987, in the City Council Chambers, located in City Hall at 801 Eleventh Street, Modesto, California.

If construction is not commenced within sixty (60 days, or if construction is not diligently and without interruption prosecuted to completion, the Superintendent of Streets shall cause the construction to be done and the cost of the same shall be a lien on the property.

Dated this 25th day of June, 1987

Alfred Kaufman

ALFRED KAUFMAN, Superintendent of Streets

**CITY of MODESTO**
**Engineering Department:**
Engineering Division (209) 577-5462
801 11th Street, P. O. Box 642, Modesto, CA 95353
[TDD (209) 526-9211 Hearing and Speech Impaired only]

NOTICE IS HEREBY GIVEN

035-4439
ZANDY ROBBINS INVESTORS

802 14TH ST STE J
MODESTO CA 95354

OWNER OF RECORD OF PROPERTY DESCRIBED AS FOLLOWS:

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows: (Assessor's Parcel No. 035-4439)

The East 58.81 feet of Lot 14 of Block 2108 of Sierra Subdivision No. 2 as per map filed February 14, 1936 in Volume 11 of Maps, Page 31, Stanislaus County Records.

The Superintendent of Streets of the City of Modesto has been instructed by the Modesto City Council to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

58.81 lineal feet of 6" vertical curb and 4' wide sidewalk along Monterey Avenue in the City of Modesto, all of said construction to be in accordance with City of Modesto Standard Specifications.

The City Council will hear and pass upon objections or protects, if any, which may be raised by any property owner or other interested persons at 7:30 p.m. on the 14th day of July, 1987, in the City Council Chambers, located in City Hall at 801 Eleventh Street, Modesto, California.

If construction is not commenced within sixty (60 days, or if construction is not diligently and without interruption prosecuted to completion, the Superintendent of Streets shall cause the construction to be done and the cost of the same shall be a lien on the property.

Dated this 25th day of June, 1987

Alfred Kaufman

ALFRED KAUFMAN, Superintendent of Streets

**CITY of MODESTO**
**Engineering Department:** 801 11th Street, P. O. Box 642, Modesto, CA 95353
Engineering Division (209) 577-5462 [TDD (209) 526-9211 Hearing and Speech Impaired only]

NOTICE IS HEREBY GIVEN

035-4440
THARP LEE ET UX

747 THRASHER AVE
MODESTO CA 95354

OWNER OF RECORD OF PROPERTY DESCRIBED AS FOLLOWS:

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows: (Assessor's Parcel No. 035-4440)

Lot 13 of Block 2108 of Sierra Subdivision No. 2 as per map filed February 14, 1936 in Volume 11 of Maps, Page 31, Stanislaus County Records.

The Superintendent of Streets of the City of Modesto has been instructed by the Modesto City Council to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

160.81 lineal feet of 6" vertical curb and 4' wide sidewalk along Monterey Avenue in the City of Modesto, all of said construction to be in accordance with City of Modesto Standard Specifications.

The City Council will hear and pass upon objections or protects, if any, which may be raised by any property owner or other interested persons at 7:30 p.m. on the 14th day of July, 1987, in the City Council Chambers, located in City Hall at 801 Eleventh Street, Modesto, California.

If construction is not commenced within sixty (60 days, or if construction is not diligently and without interruption prosecuted to completion, the Superintendent of Streets shall cause the construction to be done and the cost of the same shall be a lien on the property.

Dated this 25th day of June, 1987

ALFRED KAUFMAN, Superintendent of Streets

**CITY of MODESTO**
**Engineering Department:** 801 11th Street, P. O. Box 642, Modesto, CA 95353
Engineering Division (209) 577-5462 [TDD (209) 526-9211 Hearing and Speech Impaired only]

NOTICE IS HEREBY GIVEN

035-4464
JONES MARY J

2130 GLENDALE AVE
MODESTO CA 95351

OWNER OF RECORD OF PROPERTY DESCRIBED AS FOLLOWS:

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows: (Assessor's Parcel No. 035-4464)

Lot 13 of Block 2116 of Sierra Subdivision No. 2 as per map filed February 14, 1936 in Volume 11 of Maps, Page 31, Stanislaus County Records.

The Superintendent of Streets of the City of Modesto has been instructed by the Modesto City Council to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

198.25 lineal feet of 6" vertical curb and 4' wide sidewalk along Monterey Avenue in the City of Modesto, all of said construction to be in accordance with City of Modesto Standard Specifications.

The City Council will hear and pass upon objections or protects, if any, which may be raised by any property owner or other interested persons at 7:30 p.m. on the 14th day of July, 1987, in the City Council Chambers, located in City Hall at 801 Eleventh Street, Modesto, California.

If construction is not commenced within sixty (60 days, or if construction is not diligently and without interruption prosecuted to completion, the Superintendent of Streets shall cause the construction to be done and the cost of the same shall be a lien on the property.

Dated this 25th day of June, 1987

ALFRED KAUFMAN, Superintendent of Streets

**CITY of MODESTO**
**Engineering Department:**
Engineering Division (209) 577-5462
801 11th Street, P. O. Box 642, Modesto, CA 95353
[TDD (209) 526-9211 Hearing and Speech Impaired only]

NOTICE IS HEREBY GIVEN

035-4463
KOCHHAR DIPAK K ET UX

1509 MONTEREY AVE
MODESTO CA 95351

OWNER OF RECORD OF PROPERTY DESCRIBED AS FOLLOWS:

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows: (Assessor's Parcel No. 035-4463)

Lot 14 and 15 of Block 2116 of Sierra Subdivision No. 2 as per map filed February 14, 1936 in Volume 11 of Maps, Page 31, Stanislaus County Records.

The Superintendent of Streets of the City of Modesto has been instructed by the Modesto City Council to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

198.25 lineal feet of 6" vertical curb and 4' wide sidewalk along Monterey Avenue in the City of Modesto, all of said construction to be in accordance with City of Modesto Standard Specifications.

The City Council will hear and pass upon objections or protects, if any, which may be raised by any property owner or other interested persons at 7:30 p.m. on the 14th day of July, 1987, in the City Council Chambers, located in City Hall at 801 Eleventh Street, Modesto, California.

If construction is not commenced within sixty (60 days, or if construction is not diligently and without interruption prosecuted to completion, the Superintendent of Streets shall cause the construction to be done and the cost of the same shall be a lien on the property.

Dated this 25th day of June, 1987

Alfred Kaufman

ALFRED KAUFMAN, Superintendent of Streets

# CITY of MODESTO

**Engineering Department:** 801 11th Street, P. O. Box 642, Modesto, CA 95353

Engineering Division (209) 577-5462 [TDD (209) 526-9211 Hearing and Speech Impaired only]


NOTICE IS HEREBY GIVEN

035-4564
MORALES ABELARDO ET AL

4420 ALUM ROCK AVE
SAN JOSE CA 95127

OWNER OF RECORD OF PROPERTY DESCRIBED AS FOLLOWS:

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows: (Assessor's Parcel No. 035-4564)

The South 46.40 feet of the West 200.00 feet of Lot 9 of Block 2141 of Sierra Subdivision No. 2 as per map filed February 14, 1936 in Volume 11 of Maps, Page 31, Stanislaus County Records.

The Superintendent of Streets of the City of Modesto has been instructed by the Modesto City Council to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

200.00 lineal feet of 6" vertical curb and 4' wide sidewalk along Monterey Avenue in the City of Modesto, all of said construction to be in accordance with City of Modesto Standard Specifications.

The City Council will hear and pass upon objections or protects, if any, which may be raised by any property owner or other interested persons at 7:30 p.m. on the 14th day of July, 1987, in the City Council Chambers, located in City Hall at 801 Eleventh Street, Modesto, California.

If construction is not commenced within sixty (60 days, or if construction is not diligently and without interruption prosecuted to completion, the Superintendent of Streets shall cause the construction to be done and the cost of the same shall be a lien on the property.

Dated this 25th day of June, 1987

ALFRED KAUFMAN, Superintendent of Streets

# CITY of MODESTO

**Engineering Department:** 801 11th Street, P. O. Box 642, Modesto, CA 95353

Engineering Division (209) 577-5462 [TDD (209) 526-9211 Hearing and Speech Impaired only]


NOTICE IS HEREBY GIVEN

035-4518
WEISENBACH ROBERT J ET UX

1570 DEL VISTA AVE
MODESTO CA 95351

OWNER OF RECORD OF PROPERTY DESCRIBED AS FOLLOWS:

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows: (Assessor's Parcel No. 035-4518)

The South 46.40 feet of the East 182.50 feet of the West 402.50 feet of Lot 9 of Block 2141 of Sierra Subdivision No. 2 as per map filed February 14, 1936 in Volume 11 of Maps, Page 31, Stanislaus County Records.

The Superintendent of Streets of the City of Modesto has been instructed by the Modesto City Council to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

182.50 lineal feet of 6" vertical curb and 4' wide sidewalk along Monterey Avenue in the City of Modesto, all of said construction to be in accordance with City of Modesto Standard Specifications.

The City Council will hear and pass upon objections or protects, if any, which may be raised by any property owner or other interested persons at 7:30 p.m. on the 14th day of July, 1987, in the City Council Chambers, located in City Hall at 801 Eleventh Street, Modesto, California.

If construction is not commenced within sixty (60 days, or if construction is not diligently and without interruption prosecuted to completion, the Superintendent of Streets shall cause the construction to be done and the cost of the same shall be a lien on the property.

Dated this 25th day of June, 1987

Alfred Kaufman

ALFRED KAUFMAN, Superintendent of Streets

# CITY of MODESTO

**Engineering Department:**
Engineering Division (209) 577-5462

801 11th Street, P. O. Box 642, Modesto, CA 95353
[TDD (209) 526-9211 Hearing and Speech Impaired only]


NOTICE IS HEREBY GIVEN

035-4606
CHIPPS ROY E ET UX

802 S SANTA CRUZ AVE
MODESTO CA 95354

OWNER OF RECORD OF PROPERTY DESCRIBED AS FOLLOWS:

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows: (Assessor's Parcel No. 035-4606)

Lot 7 of Block 2071 of Hillside Tract as per map filed November 20, 1944 in Volume 14 of Maps, Page 28, Stanislaus County Records.

The Superintendent of Streets of the City of Modesto has been instructed by the Modesto City Council to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

131.00 lineal feet of 6" vertical curb and 4' wide sidewalk along Monterey Avenue in the City of Modesto, all of said construction to be in accordance with City of Modesto Standard Specifications.

The City Council will hear and pass upon objections or protects, if any, which may be raised by any property owner or other interested persons at 7:30 p.m. on the 14th day of July, 1987, in the City Council Chambers, located in City Hall at 801 Eleventh Street, Modesto, California.

If construction is not commenced within sixty (60 days, or if construction is not diligently and without interruption prosecuted to completion, the Superintendent of Streets shall cause the construction to be done and the cost of the same shall be a lien on the property.

Dated this 25th day of June, 1987

ALFRED KAUFMAN, Superintendent of Streets

# CITY of MODESTO

**Engineering Department:** 801 11th Street, P. O. Box 642, Modesto, CA 95353

Engineering Division (209) 577-5462 [TDD (209) 526-9211 Hearing and Speech Impaired only]


NOTICE IS HEREBY GIVEN

035-4607
MORALES RUBEN ET UX

2901 BATEMAN LN
MODESTO CA 95351

OWNER OF RECORD OF PROPERTY DESCRIBED AS FOLLOWS:

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows: (Assessor's Parcel No. 035-4607)

Lot 6 of Block 2071 of Hillside Tract as per map filed November 20, 1944 in Volume 14 of Maps, Page 28, Stanislaus County Records.

The Superintendent of Streets of the City of Modesto has been instructed by the Modesto City Council to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

56.00 lineal feet of 6" vertical curb and 4' wide sidewalk along Monterey Avenue in the City of Modesto, all of said construction to be in accordance with City of Modesto Standard Specifications.

The City Council will hear and pass upon objections or protects, if any, which may be raised by any property owner or other interested persons at 7:30 p.m. on the 14th day of July, 1987, in the City Council Chambers, located in City Hall at 801 Eleventh Street, Modesto, California.

If construction is not commenced within sixty (60 days, or if construction is not diligently and without interruption prosecuted to completion, the Superintendent of Streets shall cause the construction to be done and the cost of the same shall be a lien on the property.

Dated this 25th day of June, 1987

Alfred Kaufman

ALFRED KAUFMAN, Superintendent of Streets

**CITY of MODESTO**
**Engineering Department:** 801 11th Street, P. O. Box 642, Modesto, CA 95353
Engineering Division (209) 577-5462 [TDD (209) 526-9211 Hearing and Speech Impaired only]

NOTICE IS HEREBY GIVEN

035-4608
GARRITY WALT ET UX

3617 PICCADILLY CT
MODESTO CA 95355

OWNER OF RECORD OF PROPERTY DESCRIBED AS FOLLOWS:

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows: (Assessor's Parcel No. 035-4608)

Lot 5 of Block 2071 of Hillside Tract as per map filed November 20, 1944 in Volume 14 of Maps, Page 28, Stanislaus County Records.

The Superintendent of Streets of the City of Modesto has been instructed by the Modesto City Council to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

56.00 lineal feet of 6" vertical curb and 4' wide sidewalk along Monterey Avenue in the City of Modesto, all of said construction to be in accordance with City of Modesto Standard Specifications.

The City Council will hear and pass upon objections or protects, if any, which may be raised by any property owner or other interested persons at 7:30 p.m. on the 14th day of July, 1987, in the City Council Chambers, located in City Hall at 801 Eleventh Street, Modesto, California.

If construction is not commenced within sixty (60 days, or if construction is not diligently and without interruption prosecuted to completion, the Superintendent of Streets shall cause the construction to be done and the cost of the same shall be a lien on the property.

Dated this 25th day of June, 1987

ALFRED KAUFMAN, Superintendent of Streets

# CITY of MODESTO

**Engineering Department:** 801 11th Street, P. O. Box 642, Modesto, CA 95353
Engineering Division (209) 577-5462 [TDD (209) 526-9211 Hearing and Speech Impaired only]

NOTICE IS HEREBY GIVEN

035-4609
DUPLING DONNA M
C/O DEBRA L DUPLING
1324 MONTEREY AVE
MODESTO CA 95354

OWNER OF RECORD OF PROPERTY DESCRIBED AS FOLLOWS:

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows: (Assessor's Parcel No. 035-4609)

Lot 4 of Block 2071 of Hillside Tract as per map filed November 20, 1944 in Volume 14 of Maps, Page 28, Stanislaus County Records.

The Superintendent of Streets of the City of Modesto has been instructed by the Modesto City Council to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

56.00 lineal feet of 6" vertical curb and 4' wide sidewalk along Monterey Avenue in the City of Modesto, all of said construction to be in accordance with City of Modesto Standard Specifications.

The City Council will hear and pass upon objections or protects, if any, which may be raised by any property owner or other interested persons at 7:30 p.m. on the 14th day of July, 1987, in the City Council Chambers, located in City Hall at 801 Eleventh Street, Modesto, California.

If construction is not commenced within sixty (60 days, or if construction is not diligently and without interruption prosecuted to completion, the Superintendent of Streets shall cause the construction to be done and the cost of the same shall be a lien on the property.

Dated this 25th day of June, 1987

ALFRED KAUFMAN, Superintendent of Streets

# CITY of MODESTO

**Engineering Department:** 801 11th Street, P. O. Box 642, Modesto, CA 95353
Engineering Division (209) 577-5462 [TDD (209) 526-9211 Hearing and Speech Impaired only]

NOTICE IS HEREBY GIVEN

035-4610
BONNELL RODNEY C ET UX

1328 MONTEREY AVE
MODESTO CA 95351

OWNER OF RECORD OF PROPERTY DESCRIBED AS FOLLOWS:

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows: (Assessor's Parcel No. 035-4610)

Lot 3 of Block 2071 of Hillside Tract as per map filed November 20, 1944 in Volume 14 of Maps, Page 28, Stanislaus County Records.

The Superintendent of Streets of the City of Modesto has been instructed by the Modesto City Council to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

50.00 lineal feet of 6" vertical curb and 4' wide sidewalk along Monterey Avenue in the City of Modesto, all of said construction to be in accordance with City of Modesto Standard Specifications.

The City Council will hear and pass upon objections or protects, if any, which may be raised by any property owner or other interested persons at 7:30 p.m. on the 14th day of July, 1987, in the City Council Chambers, located in City Hall at 801 Eleventh Street, Modesto, California.

If construction is not commenced within sixty (60 days, or if construction is not diligently and without interruption prosecuted to completion, the Superintendent of Streets shall cause the construction to be done and the cost of the same shall be a lien on the property.

Dated this 25th day of June, 1987

ALFRED KAUFMAN, Superintendent of Streets

# CITY of MODESTO

**Engineering Department:** 801 11th Street, P. O. Box 642, Modesto, CA 95353

Engineering Division (209) 577-5462 [TDD (209) 526-9211 Hearing and Speech Impaired only]


NOTICE IS HEREBY GIVEN

035-4611
MCDNETT RICHARD ET UX

1336 MONTEREY
MODESTO CA 95354

OWNER OF RECORD OF PROPERTY DESCRIBED AS FOLLOWS:

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows: (Assessor's Parcel No. 035-4611)

Lot 2 of Block 2071 of Hillside Tract as per map filed November 20, 1944 in Volume 14 of Maps, Page 28, Stanislaus County Records.

The Superintendent of Streets of the City of Modesto has been instructed by the Modesto City Council to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

96.00 lineal feet of 6" vertical curb and 4' wide sidewalk along Monterey Avenue in the City of Modesto, all of said construction to be in accordance with City of Modesto Standard Specifications.

The City Council will hear and pass upon objections or protects, if any, which may be raised by any property owner or other interested persons at 7:30 p.m. on the 14th day of July, 1987, in the City Council Chambers, located in City Hall at 801 Eleventh Street, Modesto, California.

If construction is not commenced within sixty (60 days, or if construction is not diligently and without interruption prosecuted to completion, the Superintendent of Streets shall cause the construction to be done and the cost of the same shall be a lien on the property.

Dated this 25th day of June, 1987

Alfred Kaufman

ALFRED KAUFMAN, Superintendent of Streets

# CITY of MODESTO

**Engineering Department:** 801 11th Street, P. O. Box 642, Modesto, CA 95353

Engineering Division (209) 577-5462 (TDD (209) 526-9211 Hearing and Speech Impaired only)


NOTICE IS HEREBY GIVEN

035-4642
RODRIGUEZ [illegible]

1412 MONTEREY AVE
MODESTO [illegible]

OWNER OF RECORD OF PROPERTY DESCRIBED AS FOLLOWS:

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows: (Assessor's Parcel No. 035-4642)

Lot 27 of Block 2110 of Hillside Tract as per map filed November 20, 1944 in Volume 14 of Maps, Page 28, Stanislaus County Records.

The Superintendent of Streets of the City of Modesto has been instructed by the Modesto City Council to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

81.00 lineal feet of 6" vertical curb and 4' wide sidewalk along Monterey Avenue in the City of Modesto, all of said construction to be in accordance with City of Modesto Standard Specifications.

The City Council will hear and pass upon objections or protects, if any, which may be raised by any property owner or other interested persons at 7:30 p.m. on the 14th day of July, 1987, in the City Council Chambers, located in City Hall at 801 Eleventh Street, Modesto, California.

If construction is not commenced within sixty (60 days, or if construction is not diligently and without interruption prosecuted to completion, the Superintendent of Streets shall cause the construction to be done and the cost of the same shall be a lien on the property.

Dated this 25th day of June, 1987

Alfred Kaufman

ALFRED KAUFMAN, Superintendent of Streets

# CITY of MODESTO

**Engineering Department:** 801 11th Street, P. O. Box 642, Modesto, CA 95353

Engineering Division (209) 577-5462 [TDD (209) 526-9211 Hearing and Speech Impaired only]


NOTICE IS HEREBY GIVEN

035-4643
LESTER MARIE L

1410 MONTEREY AVE
MODESTO CA 95351

OWNER OF RECORD OF PROPERTY DESCRIBED AS FOLLOWS:

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows: (Assessor's Parcel No. 035-4643)

Lot 26 of Block 2110 of Hillside Tract as per map filed November 20, 1944 in Volume 14 of Maps, Page 28, Stanislaus County Records.

The Superintendent of Streets of the City of Modesto has been instructed by the Modesto City Council to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

50.00 lineal feet of 6" vertical curb and 4' wide sidewalk along Monterey Avenue in the City of Modesto, all of said construction to be in accordance with City of Modesto Standard Specifications.

The City Council will hear and pass upon objections or protects, if any, which may be raised by any property owner or other interested persons at 7:30 p.m. on the 14th day of July, 1987, in the City Council Chambers, located in City Hall at 801 Eleventh Street, Modesto, California.

If construction is not commenced within sixty (60 days, or if construction is not diligently and without interruption prosecuted to completion, the Superintendent of Streets shall cause the construction to be done and the cost of the same shall be a lien on the property.

Dated this 25th day of June, 1987

ALFRED KAUFMAN, Superintendent of Streets

**CITY of MODESTO**
**Engineering Department:**
Engineering Division (209) 577-5462
801 11th Street, P. O. Box 642, Modesto, CA 95353
[TDD (209) 526-9211 Hearing and Speech Impaired only]

NOTICE IS HEREBY GIVEN

035-4644
BLAKLEY ELMA A
C/O WILDA BARDZZI
116 BARDZZI AVE
MODESTO CA 95351

OWNER OF RECORD OF PROPERTY DESCRIBED AS FOLLOWS:

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows: (Assessor's Parcel No. 035-4644)

Lot 25 of Block 2110 of Hillside Tract as per map filed November 20, 1944 in Volume 14 of Maps, Page 28, Stanislaus County Records.

The Superintendent of Streets of the City of Modesto has been instructed by the Modesto City Council to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

50.00 lineal feet of 6" vertical curb and 4' wide sidewalk along Monterey Avenue in the City of Modesto, all of said construction to be in accordance with City of Modesto Standard Specifications.

The City Council will hear and pass upon objections or protects, if any, which may be raised by any property owner or other interested persons at 7:30 p.m. on the 14th day of July, 1987, in the City Council Chambers, located in City Hall at 801 Eleventh Street, Modesto, California.

If construction is not commenced within sixty (60 days, or if construction is not diligently and without interruption prosecuted to completion, the Superintendent of Streets shall cause the construction to be done and the cost of the same shall be a lien on the property.

Dated this 25th day of June, 1987

ALFRED KAUFMAN, Superintendent of Streets

# CITY of MODESTO

**Engineering Department:** 801 11th Street, P. O. Box 642, Modesto, CA 95353

Engineering Division (209) 577-5462 [TDD (209) 526-9211 Hearing and Speech Impaired only]


NOTICE IS HEREBY GIVEN

035-4701
SULLIVAN FRED W ET UX

1418 MONTEREY AVE
MODESTO CA 95354

OWNER OF RECORD OF PROPERTY DESCRIBED AS FOLLOWS:

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows: (Assessor's Parcel No. 035-4701)

Lots 1 and 2 of Block 2110 of Victory Tract as per map filed December 27, 1943 in Volume 14 of Maps, Page 24, Stanislaus County Records.

The Superintendent of Streets of the City of Modesto has been instructed by the Modesto City Council to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

90.00 lineal feet of 6" vertical curb and 4' wide sidewalk along Monterey Avenue in the City of Modesto, all of said construction to be in accordance with City of Modesto Standard Specifications.

The City Council will hear and pass upon objections or protects, if any, which may be raised by any property owner or other interested persons at 7:30 p.m. on the 14th day of July, 1987, in the City Council Chambers, located in City Hall at 801 Eleventh Street, Modesto, California.

If construction is not commenced within sixty (60 days, or if construction is not diligently and without interruption prosecuted to completion, the Superintendent of Streets shall cause the construction to be done and the cost of the same shall be a lien on the property.

Dated this 25th day of June, 1987

ALFRED KAUFMAN, Superintendent of Streets

# CITY of MODESTO

**Engineering Department:** 801 11th Street, P. O. Box 642, Modesto, CA 95353

Engineering Division (209) 577-5462 [TDD (209) 526-9211 Hearing and Speech Impaired only]


NOTICE IS HEREBY GIVEN

035-4702
MURPHY MARK L ET US

2317 LANGFORD AVE
MODESTO CA 95355

OWNER OF RECORD OF PROPERTY DESCRIBED AS FOLLOWS:

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows: (Assessor's Parcel No. 035-4702)

Lot 1 of Block 2111 of Victory Tract as per map filed December 27, 1943 in Volume 14 of Maps, Page 24, Stanislaus County Records.

The Superintendent of Streets of the City of Modesto has been instructed by the Modesto City Council to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

66.00 lineal feet of 6" vertical curb and 4' wide sidewalk along Monterey Avenue in the City of Modesto, all of said construction to be in accordance with City of Modesto Standard Specifications.

The City Council will hear and pass upon objections or protects, if any, which may be raised by any property owner or other interested persons at 7:30 p.m. on the 14th day of July, 1987, in the City Council Chambers, located in City Hall at 801 Eleventh Street, Modesto, California.

If construction is not commenced within sixty (60 days, or if construction is not diligently and without interruption prosecuted to completion, the Superintendent of Streets shall cause the construction to be done and the cost of the same shall be a lien on the property.

Dated this 25th day of June, 1987

ALFRED KAUFMAN, Superintendent of Streets

**CITY of MODESTO**
**Engineering Department:**
Engineering Division (209) 577-5462
801 11th Street, P. O. Box 642, Modesto, CA 95353
[TDD (209) 526-9211 Hearing and Speech Impaired only]

NOTICE IS HEREBY GIVEN

035-4703
BEEKS EFFIE

1508 MONTEREY AVE
MODESTO CA 95351

OWNER OF RECORD OF PROPERTY DESCRIBED AS FOLLOWS:

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows: (Assessor's Parcel No. 035-4703)

Lot 2 of Block 2111 of Victory Tract as per map filed December 27, 1943 in Volume 14 of Maps, Page 24, Stanislaus County Records.

The Superintendent of Streets of the City of Modesto has been instructed by the Modesto City Council to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

55.00 lineal feet of 6" vertical curb and 4' wide sidewalk along Monterey Avenue in the City of Modesto, all of said construction to be in accordance with City of Modesto Standard Specifications.

The City Council will hear and pass upon objections or protects, if any, which may be raised by any property owner or other interested persons at 7:30 p.m. on the 14th day of July, 1987, in the City Council Chambers, located in City Hall at 801 Eleventh Street, Modesto, California.

If construction is not commenced within sixty (60 days, or if construction is not diligently and without interruption prosecuted to completion, the Superintendent of Streets shall cause the construction to be done and the cost of the same shall be a lien on the property.

Dated this 25th day of June, 1987

Alfred Kaufman

ALFRED KAUFMAN, Superintendent of Streets

# CITY of MODESTO

**Engineering Department:** 801 11th Street, P. O. Box 642, Modesto, CA 95353

Engineering Division (209) 577-5462 [TDD (209) 526-9211 Hearing and Speech Impaired only]


NOTICE IS HEREBY GIVEN

035-4704
BONE CREED J

1746 CONNIE WAY
MODESTO CA 95351

OWNER OF RECORD OF PROPERTY DESCRIBED AS FOLLOWS:

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows: (Assessor's Parcel No. 035-4704)

Lot 3 of Block 2111 of Victory Tract as per map filed December 27, 1943 in Volume 14 of Maps, Page 24, Stanislaus County Records.

The Superintendent of Streets of the City of Modesto has been instructed by the Modesto City Council to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

54.88 lineal feet of 6" vertical curb and 4' wide sidewalk along Monterey Avenue in the City of Modesto, all of said construction to be in accordance with City of Modesto Standard Specifications.

The City Council will hear and pass upon objections or protects, if any, which may be raised by any property owner or other interested persons at 7:30 p.m. on the 14th day of July, 1987, in the City Council Chambers, located in City Hall at 801 Eleventh Street, Modesto, California.

If construction is not commenced within sixty (60 days, or if construction is not diligently and without interruption prosecuted to completion, the Superintendent of Streets shall cause the construction to be done and the cost of the same shall be a lien on the property.

Dated this 25th day of June, 1987

ALFRED KAUFMAN, Superintendent of Streets

# CITY of MODESTO

**Engineering Department:** 801 11th Street, P. O. Box 642, Modesto, CA 95353

Engineering Division (209) 577-5462 [TDD (209) 526-9211 Hearing and Speech Impaired only]


NOTICE IS HEREBY GIVEN

035-4803
PRIZAFFY PHILLIP

P O BOX 12[illegible]
MODESTO CA 95[illegible]

OWNER OF RECORD OF PROPERTY DESCRIBED AS FOLLOWS:

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows: (Assessor's Parcel No. 035-4803)

The South 203.40 feet of the North 243.40 feet of the West 108.00 feet of the East 139.85 feet of Lot 6 of La Rio Park Tract as per Map filed July 18, 1910, in Volume 5 of Maps, Page 9, Stanislaus County Records.

The Superintendent of Streets of the City of Modesto has been instructed by the Modesto City Council to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

108.00 lineal feet of 6" vertical curb and 4' wide sidewalk along Monterey Avenue in the City of Modesto, all of said construction to be in accordance with City of Modesto Standard Specifications.

The City Council will hear and pass upon objections or protects, if any, which may be raised by any property owner or other interested persons at 7:30 p.m. on the 14th day of July, 1987, in the City Council Chambers, located in City Hall at 801 Eleventh Street, Modesto, California.

If construction is not commenced within sixty (60 days, or if construction is not diligently and without interruption prosecuted to completion, the Superintendent of Streets shall cause the construction to be done and the cost of the same shall be a lien on the property.

Dated this 25th day of June, 1987

ALFRED KAUFMAN, Superintendent of Streets

**CITY of MODESTO**

**Engineering Department:**
Engineering Division (209) 577-5462

801 11th Street, P. O. Box 642, Modesto, CA 95353
[TDD (209) 526-9211 Hearing and Speech Impaired only]

NOTICE IS HEREBY GIVEN

035-4924
ZUNIGA JOEL ET UX
P/T ALFRED L [illegible] ET UX
17[illegible] MONTEREY AVE
MODESTO CA 95[illegible]

OWNER OF RECORD OF PROPERTY DESCRIBED AS FOLLOWS:

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows: (Assessor's Parcel No. 035-4924)

Lots 13 and 14 of Block 2142 of Legion Park Tract as per map filed January 4, 1941 in Volume 14 of Maps, Page 10, Stanislaus County Records.

The Superintendent of Streets of the City of Modesto has been instructed by the Modesto City Council to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

101.00 lineal feet of 6" vertical curb and 4' wide sidewalk along Monterey Avenue in the City of Modesto, all of said construction to be in accordance with City of Modesto Standard Specifications.

The City Council will hear and pass upon objections or protects, if any, which may be raised by any property owner or other interested persons at 7:30 p.m. on the 14th day of July, 1987, in the City Council Chambers, located in City Hall at 801 Eleventh Street, Modesto, California.

If construction is not commenced within sixty (60 days, or if construction is not diligently and without interruption prosecuted to completion, the Superintendent of Streets shall cause the construction to be done and the cost of the same shall be a lien on the property.

Dated this 25th day of June, 1987

ALFRED KAUFMAN, Superintendent of Streets

# CITY of MODESTO

**Engineering Department:** 801 11th Street, P. O. Box 642, Modesto, CA 95353

Engineering Division (209) 577-5462 [TDD (209) 526-9211 Hearing and Speech Impaired only]


NOTICE IS HEREBY GIVEN

035-4903
VALDEZ JOHN ET AL

1708 MONTEREY AVE
MODESTO CA 95351

OWNER OF RECORD OF PROPERTY DESCRIBED AS FOLLOWS:

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows: (Assessor's Parcel No. 035-4903)

Lot 15 of Block 2142 of Legion Park Tract as per map filed January 4, 1941 in Volume 14 of Maps, Page 10, Stanislaus County Records.

The Superintendent of Streets of the City of Modesto has been instructed by the Modesto City Council to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

56.50 lineal feet of 6" vertical curb and 4' wide sidewalk along Monterey Avenue in the City of Modesto, all of said construction to be in accordance with City of Modesto Standard Specifications.

The City Council will hear and pass upon objections or protects, if any, which may be raised by any property owner or other interested persons at 7:30 p.m. on the 14th day of July, 1987, in the City Council Chambers, located in City Hall at 801 Eleventh Street, Modesto, California.

If construction is not commenced within sixty (60 days, or if construction is not diligently and without interruption prosecuted to completion, the Superintendent of Streets shall cause the construction to be done and the cost of the same shall be a lien on the property.

Dated this 25th day of June, 1987

ALFRED KAUFMAN, Superintendent of Streets

**CITY of MODESTO**
**Engineering Department:**
Engineering Division (209) 577-5462
801 11th Street, P. O. Box 642, Modesto, CA 95353
[TDD (209) 526-9211 Hearing and Speech Impaired only]

NOTICE IS HEREBY GIVEN

035-4904
BAUTISTA ROBERTO G

1718 MONTEREY AVE
MODESTO CA 95354

OWNER OF RECORD OF PROPERTY DESCRIBED AS FOLLOWS:

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows: (Assessor's Parcel No. 035-4904)

Lot 16 of Block 2142 of Legion Park Tract as per map filed January 4, 1941 in Volume 14 of Maps, Page 10, Stanislaus County Records.

The Superintendent of Streets of the City of Modesto has been instructed by the Modesto City Council to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

52.50 lineal feet of 6" vertical curb and 4' wide sidewalk along Monterey Avenue in the City of Modesto, all of said construction to be in accordance with City of Modesto Standard Specifications.

The City Council will hear and pass upon objections or protects, if any, which may be raised by any property owner or other interested persons at 7:30 p.m. on the 14th day of July, 1987, in the City Council Chambers, located in City Hall at 801 Eleventh Street, Modesto, California.

If construction is not commenced within sixty (60 days, or if construction is not diligently and without interruption prosecuted to completion, the Superintendent of Streets shall cause the construction to be done and the cost of the same shall be a lien on the property.

Dated this 25th day of June, 1987

ALFRED KAUFMAN, Superintendent of Streets

**CITY of MODESTO**
**Engineering Department:** 801 11th Street, P. O. Box 642, Modesto, CA 95353
Engineering Division (209) 577-5462 [TDD (209) 526-9211 Hearing and Speech Impaired only]

NOTICE IS HEREBY GIVEN

035-4905
BAUTISTA ROBERTO G

1718 MONTEREY AVE
MODESTO CA 95351

OWNER OF RECORD OF PROPERTY DESCRIBED AS FOLLOWS:

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows: (Assessor's Parcel No. 035-4905)

Lot 17 of Block 2142 of Legion Park Tract as per map filed January 4, 1941 in Volume 14 of Maps, Page 10, Stanislaus County Records.

The Superintendent of Streets of the City of Modesto has been instructed by the Modesto City Council to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

52.50 lineal feet of 6" vertical curb and 4' wide sidewalk along Monterey Avenue in the City of Modesto, all of said construction to be in accordance with City of Modesto Standard Specifications.

The City Council will hear and pass upon objections or protects, if any, which may be raised by any property owner or other interested persons at 7:30 p.m. on the 14th day of July, 1987, in the City Council Chambers, located in City Hall at 801 Eleventh Street, Modesto, California.

If construction is not commenced within sixty (60 days, or if construction is not diligently and without interruption prosecuted to completion, the Superintendent of Streets shall cause the construction to be done and the cost of the same shall be a lien on the property.

Dated this 25th day of June, 1987

ALFRED KAUFMAN, Superintendent of Streets

**CITY of MODESTO**
**Engineering Department:**
Engineering Division (209) 577-5462
801 11th Street, P. O. Box 642, Modesto, CA 95353
[TDD (209) 526-9211 Hearing and Speech Impaired only]

NOTICE IS HEREBY GIVEN

035-4906
ANGLE AUDREY M

1722 MONTEREY AVE
MODESTO CA 95351

OWNER OF RECORD OF PROPERTY DESCRIBED AS FOLLOWS:

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows: (Assessor's Parcel No. 035-4906)

Lot 18 of Block 2142 of Legion Park Tract as per map filed January 4, 1941 in Volume 14 of Maps, Page 10, Stanislaus County Records.

The Superintendent of Streets of the City of Modesto has been instructed by the Modesto City Council to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

52.50 lineal feet of 6" vertical curb and 4' wide sidewalk along Monterey Avenue in the City of Modesto, all of said construction to be in accordance with City of Modesto Standard Specifications.

The City Council will hear and pass upon objections or protects, if any, which may be raised by any property owner or other interested persons at 7:30 p.m. on the 14th day of July, 1987, in the City Council Chambers, located in City Hall at 801 Eleventh Street, Modesto, California.

If construction is not commenced within sixty (60 days, or if construction is not diligently and without interruption prosecuted to completion, the Superintendent of Streets shall cause the construction to be done and the cost of the same shall be a lien on the property.

Dated this 25th day of June, 1987

ALFRED KAUFMAN, Superintendent of Streets

# CITY of MODESTO

**Engineering Department:** 801 11th Street, P. O. Box 642, Modesto, CA 95353

Engineering Division (209) 577-5462 [TDD (209) 526-9211 Hearing and Speech Impaired only]


NOTICE IS HEREBY GIVEN

035-4907
AVILA FRANCISCO C ET AL

1726 MONTEREY AVE
MODESTO CA 95354

OWNER OF RECORD OF PROPERTY DESCRIBED AS FOLLOWS:

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows: (Assessor's Parcel No. 035-4907)

Lot 19 of Block 2142 of Legion Park Tract as per map filed January 4, 1941 in Volume 14 of Maps, Page 10, Stanislaus County Records.

The Superintendent of Streets of the City of Modesto has been instructed by the Modesto City Council to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

52.50 lineal feet of 6" vertical curb and 4' wide sidewalk along Monterey Avenue in the City of Modesto, all of said construction to be in accordance with City of Modesto Standard Specifications.

The City Council will hear and pass upon objections or protects, if any, which may be raised by any property owner or other interested persons at 7:30 p.m. on the 14th day of July, 1987, in the City Council Chambers, located in City Hall at 801 Eleventh Street, Modesto, California.

If construction is not commenced within sixty (60 days, or if construction is not diligently and without interruption prosecuted to completion, the Superintendent of Streets shall cause the construction to be done and the cost of the same shall be a lien on the property.

Dated this 25th day of June, 1987

ALFRED KAUFMAN, Superintendent of Streets

# CITY of MODESTO

**Engineering Department:** 801 11th Street, P. O. Box 642, Modesto, CA 95353

Engineering Division (209) 577-5462 [TDD (209) 526-9211 Hearing and Speech Impaired only]


NOTICE IS HEREBY GIVEN

035-4908
GRIFFITH NANCY

814 TICONDEROGA
SUNNYVALE CA 94087

OWNER OF RECORD OF PROPERTY DESCRIBED AS FOLLOWS:

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows: (Assessor's Parcel No. 035-4908)

Lot 20 of Block 2142 of Legion Park Tract as per map filed January 4, 1941 in Volume 14 of Maps, Page 10, Stanislaus County Records.

The Superintendent of Streets of the City of Modesto has been instructed by the Modesto City Council to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

52.50 lineal feet of 6" vertical curb and 4' wide sidewalk along Monterey Avenue in the City of Modesto, all of said construction to be in accordance with City of Modesto Standard Specifications.

The City Council will hear and pass upon objections or protects, if any, which may be raised by any property owner or other interested persons at 7:30 p.m. on the 14th day of July, 1987, in the City Council Chambers, located in City Hall at 801 Eleventh Street, Modesto, California.

If construction is not commenced within sixty (60 days, or if construction is not diligently and without interruption prosecuted to completion, the Superintendent of Streets shall cause the construction to be done and the cost of the same shall be a lien on the property.

Dated this 25th day of June, 1987

ALFRED KAUFMAN, Superintendent of Streets

**CITY of MODESTO**
**Engineering Department:**
Engineering Division (209) 577-5462
801 11th Street, P. O. Box 642, Modesto, CA 95353
[TDD (209) 526-9211 Hearing and Speech Impaired only]

NOTICE IS HEREBY GIVEN

035-4909
SALAS JOSE G ET UX

710 BENSON AVE
MODESTO CA 95354

OWNER OF RECORD OF PROPERTY DESCRIBED AS FOLLOWS:

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows: (Assessor's Parcel No. 035-4909)

Lot 21 of Block 2142 of Legion Park Tract as per map filed January 4, 1941 in Volume 14 of Maps, Page 10, Stanislaus County Records.

The Superintendent of Streets of the City of Modesto has been instructed by the Modesto City Council to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

52.50 lineal feet of 6" vertical curb and 4' wide sidewalk along Monterey Avenue in the City of Modesto, all of said construction to be in accordance with City of Modesto Standard Specifications.

The City Council will hear and pass upon objections or protects, if any, which may be raised by any property owner or other interested persons at 7:30 p.m. on the 14th day of July, 1987, in the City Council Chambers, located in City Hall at 801 Eleventh Street, Modesto, California.

If construction is not commenced within sixty (60 days, or if construction is not diligently and without interruption prosecuted to completion, the Superintendent of Streets shall cause the construction to be done and the cost of the same shall be a lien on the property.

Dated this 25th day of June, 1987

ALFRED KAUFMAN, Superintendent of Streets

**CITY of MODESTO**
**Engineering Department:** 801 11th Street, P. O. Box 642, Modesto, CA 95353
Engineering Division (209) 577-5462 [TDD (209) 526-9211 Hearing and Speech Impaired only]

NOTICE IS HEREBY GIVEN

035-4910
HARRIS HARLIN ET UX

1738 MONTEREY AVE
MODESTO CA 95351

OWNER OF RECORD OF PROPERTY DESCRIBED AS FOLLOWS:

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows: (Assessor's Parcel No. 035-4910)

Lot 22 of Block 2142 of Legion Park Tract as per map filed January 4, 1941 in Volume 14 of Maps, Page 10, Stanislaus County Records.

The Superintendent of Streets of the City of Modesto has been instructed by the Modesto City Council to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

52.50 lineal feet of 6" vertical curb and 4' wide sidewalk along Monterey Avenue in the City of Modesto, all of said construction to be in accordance with City of Modesto Standard Specifications.

The City Council will hear and pass upon objections or protects, if any, which may be raised by any property owner or other interested persons at 7:30 p.m. on the 14th day of July, 1987, in the City Council Chambers, located in City Hall at 801 Eleventh Street, Modesto, California.

If construction is not commenced within sixty (60 days, or if construction is not diligently and without interruption prosecuted to completion, the Superintendent of Streets shall cause the construction to be done and the cost of the same shall be a lien on the property.

Dated this 25th day of June, 1987

ALFRED KAUFMAN, Superintendent of Streets

**CITY of MODESTO**
**Engineering Department:**
Engineering Division (209) 577-5462
801 11th Street, P. O. Box 642, Modesto, CA 95353
[TDD (209) 526-9211 Hearing and Speech Impaired only]

NOTICE IS HEREBY GIVEN

035-4911
MURRAY JOE R ET UX

1742 MONTEREY AVE
MODESTO CA 95351

OWNER OF RECORD OF PROPERTY DESCRIBED AS FOLLOWS:

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows: (Assessor's Parcel No. 035-4911)

Lot 23 of Block 2142 of Legion Park Tract as per map filed January 4, 1941 in Volume 14 of Maps, Page 10, Stanislaus County Records.

The Superintendent of Streets of the City of Modesto has been instructed by the Modesto City Council to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

52.50 lineal feet of 6" vertical curb and 4' wide sidewalk along Monterey Avenue in the City of Modesto, all of said construction to be in accordance with City of Modesto Standard Specifications.

The City Council will hear and pass upon objections or protects, if any, which may be raised by any property owner or other interested persons at 7:30 p.m. on the 14th day of July, 1987, in the City Council Chambers, located in City Hall at 801 Eleventh Street, Modesto, California.

If construction is not commenced within sixty (60 days, or if construction is not diligently and without interruption prosecuted to completion, the Superintendent of Streets shall cause the construction to be done and the cost of the same shall be a lien on the property.

Dated this 25th day of June, 1987

ALFRED KAUFMAN, Superintendent of Streets

**CITY of MODESTO**
**Engineering Department:** 801 11th Street, P. O. Box 642, Modesto, CA 95353
Engineering Division (209) 577-5462 [TDD (209) 526-9211 Hearing and Speech Impaired only]

NOTICE IS HEREBY GIVEN

035-4912
FONSECA JAIME ET UX

1746 MONTEREY AVE
MODESTO CA 95354

OWNER OF RECORD OF PROPERTY DESCRIBED AS FOLLOWS:

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows: (Assessor's Parcel No. 035-4912)

Lot 24 of Block 2142 of Legion Park Tract as per map filed January 4, 1941 in Volume 14 of Maps, Page 10, Stanislaus County Records.

The Superintendent of Streets of the City of Modesto has been instructed by the Modesto City Council to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

51.98 lineal feet of 6" vertical curb and 4' wide sidewalk along Monterey Avenue in the City of Modesto, all of said construction to be in accordance with City of Modesto Standard Specifications.

The City Council will hear and pass upon objections or protects, if any, which may be raised by any property owner or other interested persons at 7:30 p.m. on the 14th day of July, 1987, in the City Council Chambers, located in City Hall at 801 Eleventh Street, Modesto, California.

If construction is not commenced within sixty (60 days, or if construction is not diligently and without interruption prosecuted to completion, the Superintendent of Streets shall cause the construction to be done and the cost of the same shall be a lien on the property.

Dated this 25th day of June, 1987

ALFRED KAUFMAN, Superintendent of Streets

MODESTO CITY COUNCIL
RESOLUTION NO. 87-593

A RESOLUTION DENYING THE APPEAL OF WES AND BARBARA PAGE ON BEHALF OF CONCERNED CITIZENS TO A DECISION OF THE PLANNING COMMISSION GRANTING THE VESTING TENTATIVE SUBDIVISION MAP FOR SHAWNEE MEADOWS SUBDIVISION, AND UPHOLDING THE DECISION OF THE PLANNING COMMISSION.

WHEREAS, the vesting tentative map of the Shawnee Meadows Subdivision was filed in the office of the Secretary of the Planning Commission on April 13, 1987, in accordance with the provisions of Section 4-4.401 of the Modesto Municipal Code, and

WHEREAS, copies of said vesting tentative map have been sent to the Stanislaus Elementary School and Modesto High School Districts, the Modesto Irrigation District, the local utility companies, and the City Engineering Services and Parking and Traffic Departments, and

WHEREAS, city services, including sewer and water facilities, are available, and

WHEREAS, the area can be served by elementary schools in the Stanislaus School District and by Fire Station No. 6 at Standiford Avenue and Hahn Drive, 1 mile distant, and

WHEREAS, a public hearing was held by the Planning Commission on June 8, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, at which hearing evidence both oral and documentary was received and considered, and

WHEREAS, at said public hearing the Planning Commission found and determined that the vesting tentative map of Shawnee Meadows Subdivision, filed in the office of the Secretary of the Planning Commission on April 13,

1987, should be granted for the reasons set forth in Planning Commission Resolution No. 87-95, and quoted below:

1. That the proposed subdivision, together with the provisions for its design and improvements, is consistent with the General Plan and applicable specific plans of the City of Modesto and the Subdivision Map Act of the State of California.

2. That the discharge of waste from the proposed subdivision into the existing sewer system will not result in a violation of existing requirements by the California Regional Water Quality Control Board pursuant to Division 7 (commencing with Section 13000) of the Water Code of the State of California.

and

WHEREAS, thereafter, by Resolution No. 87-95 adopted on June 8, 1987, the Planning Commission granted the vesting tentative map of Shawnee Meadows Subdivision, subject to the following conditions:

1. That direct vehicular and pedestrian access between Hetch Hetchy and the adjacent subdivision lots shall be denied by appropriate notes on the final map.

2. That Shawnee Drive shall be constructed to a collector street standard. Street improvements on Standiford Avenue shall be completed as required by the Director of Engineering Services.

3. That all subdivision improvements shall be constructed in accordance with City of Modesto Standard Specifications and as required by the Director of Engineering Services pursuant to improvement plans.

4. That public utility easements as required by the utility companies serving the subdivision shall be dedicated by the final map.

5. That irrigation lines within the subdivision shall be removed, protected, or relocated as required by the Modesto Irrigation District and the Director of Engineering Services. Appropriate easements for irrigation lines to remain shall be dedicated as necessary.

6. That the subdivider shall defend, indemnify, and hold harmless the City of Modesto or its agents, officers, and employees from any claim, action, or proceeding against the City of Modesto or its agents, officers, or employees to attack, set aside, void, or annul, an approval of the City of Modesto or its advisory agency, appeal

board, or legislative body concerning a subdivision, which action is brought within the time period provided for in Section 66499.37 of the Government Code of the State of California. The City of Modesto shall promptly notify the subdivider of any claim, action, or proceedings and shall cooperate fully in the defense.

7. That an access easement agreement be provided for any shared driveways as approved by the City Attorney's office.

and

WHEREAS, by letter dated June 16, 1987, an appeal to the decision of the Planning Commission granting the vesting tentative map of Shawnee Meadows Subdivision was filed by Wes and Barbara Page on behalf of concerned citizens, and

WHEREAS, said appeal was set for public hearing before the City Council at its regular meeting place located in the Council Chambers in the City Hall, 801 11th Street, Modesto, California, at 7:30 p.m. on July 14, 1987, and

WHEREAS, at said meeting, after hearing evidence both oral and documentary, the Council of the City of Modesto found and determined that said appeal to the decision of the Planning Commission granting the vesting tentative map of Shawnee Meadows Subdivision should be denied, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a Negative Declaration in regard to the environmental impact of the proposed vesting tentative subdivision map,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby finds and determines that the appeal of Wes and Barbara Page on behalf of concerned citizens, to the decision of the Planning Commission

granting the vesting tentative map for Shawnee Meadows Subdivision is hereby denied for the reason set forth below and the decision of the Planning Commission is hereby affirmed:

> That the proposed subdivision will not adversely affect the existing single family homes located to the north.

BE IT FURTHER RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the proposed vesting tentative subdivision map.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of July, 1987, by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-594

A RESOLUTION DENYING THE APPEAL OF MID-VALLEY ENGINEERING ON BEHALF OF GRANT CONSTRUCTION RELATING TO CONDITIONS 7, 8, 9 AND 10 TO A DECISION OF THE PLANNING COMMISSION GRANTING THE VESTING TENTATIVE SUBDIVISION MAP FOR PHEASANT VALLEY SUBDIVISION, AND UPHOLDING THE DECISION OF THE PLANNING COMMISSION.

WHEREAS, the vesting tentative map of the Pheasant Valley Subdivision was filed in the office of the Secretary of the Planning Commission on April 27, 1987, in accordance with the provisions of Section 4-4.401 of the Modesto Municipal Code, and

WHEREAS, copies of said vesting tentative map have been sent to the Modesto Elementary School and Modesto High School Districts, the Modesto Irrigation District, the local utility companies, and the City Engineering Services and Parking and Traffic Departments, and

WHEREAS, city services, including sewer and water facilities, are available, and

WHEREAS, the area can be served by elementary schools in the Modesto School District and by Fire Station No. 4 at Blue Gum Avenue and Carpenter Road, 1.5 miles distant, and

WHEREAS, a public hearing was held by the Planning Commission on June 8, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, at which hearing evidence both oral and documentary was received and considered, and

WHEREAS, at said public hearing the Planning Commission found and determined that the vesting tentative map of Pheasant Valley Subdivision, filed in the office of the Secretary of the Planning Commission on April 27,

1987, should be granted for the reasons set forth in Planning Commission Resolution No. 87-99, and quoted below:

1. That the proposed subdivision, together with the provisions for its design and improvements, is consistent with the General Plan and applicable specific plans of the City of Modesto and the Subdivision Map Act of the State of California.

2. That the discharge of waste from the proposed subdivision into the existing sewer system will not result in a violation of existing requirements by the California Regional Water Quality Control Board pursuant to Division 7 (commencing with Section 13000) of the Water Code of the State of California.

and

WHEREAS, thereafter, by Resolution No. 87-99 adopted on June 8, 1987, the Planning Commission granted the vesting tentative map of Pheasant Valley Subdivision, subject to the following conditions:

1. That the subdivision area shall be annexed to the City within one year and prior to the recording of the final map.

2. That Kansas Avenue shall be constructed to a collector street standard.

3. That all subdivision improvements shall be constructed in accordance with City of Modesto Standard Specifications and as required by the Director of Engineering Services pursuant to improvement plans.

4. That street barricades shall be constructed at the end of all deadend streets as required by the Director of Engineering Services pursuant to improvement plans.

5. That public utility easements as required by the utility companies serving the subdivision shall be dedicated by the final map.

6. That irrigation lines within the subdivision shall be removed, protected, or relocated as required by the Modesto Irrigation District and the Director of Engineering Services. Appropriate easements for irrigation lines to remain shall be dedicated as necessary.

7. That the subdivider shall defend, indemnify, and hold harmless the City of Modesto or its agents, officers, and employees from any claim, action, or proceeding against the City of Modesto or its agents, officers, or employees to attack, set aside, void, or annul, an approval of the City of Modesto or its advisory agency, appeal board, or legislative body concerning a subdivision, which action is brought within the time period provided for in Section 66499.37 of the Government Code of the State of California. The City of Modesto shall promptly notify the subdivider of any claim, action, or proceedings and shall cooperate fully in the defense.

8. That the subdivider pay to Stanislaus County (prior to the final map being recorded) $130 per lot. This money will be applied toward the County's share of traffic signals at the Kansas/Carpenter intersection.

9. That prior to the final map being recorded, the subdivider shall pay the sum of $108 per lot to Stanislaus County as a share of the cost of placing an asphalt overlay on Kansas Avenue between Diablo Hills Subdivision and Carpenter Road.

10. That the proposed east/west portion of Bobcat Court extend to the east property line. A new street name shall be provided for this street as approved by the Stanislaus County.

and

WHEREAS, by letter dated June 11, 1987, an appeal to the decision of the Planning Commission granting the vesting tentative map of Pheasant Valley Subdivision was filed by Mid-Valley Engineering on behalf of Grant Construction relating to conditions No. 7, 8, 9 and 10, and

WHEREAS, said appeal was set for public hearing before the City Council at its regular meeting place located in the Council Chambers in the City Hall, 801 11th Street, Modesto, California, at 7:30 p.m. on July 14, 1987, and

WHEREAS, at said meeting, after hearing evidence both oral and documentary, the Council of the City of Modesto found and determined that said

appeal to the decision of the Planning Commission granting the vesting tentative map of Pheasant Valley Subdivision should be denied, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a Negative Declaration in regard to the environmental impact of the proposed vesting tentative subdivision map,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby finds and determines that the appeal of Mid-Valley Engineering on behalf of Grant Construction relating to conditions No. 7, 8, 9 and 10, to the decision of the Planning Commission granting the vesting tentative map for Pheasant Valley Subdivision is hereby denied for the reasons set forth below, and the decision of the Planning Commission is hereby affirmed:

1. That it is in the best interest of the City that Condition No. 7 is required to protect the City from any claims, actions, or proceeding against the City.

2. That Conditions No. 8 and 9 are needed to mitigate traffic impacts on County roads. The County Director of Public Works requested the fees as a CEQA mitigation measure.

3. That Condition No. 10 is needed to allow a good street layout preventing a long dead end cul-de-sac when the property to the east develops.

BE IT FURTHER RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the proposed vesting tentative subdivision map.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of July, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: Muratore

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-595

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR PLANNED DEVELOPMENT ZONE, P-D(423). (IRWIN STEINPRESS)

WHEREAS, a verified application for an amendment to Section 25-3-8 of the Zoning Map was filed by Irwin Steinpress on April 13, 1987, to reclassify from Low Density Residential Zone, R-1, to Planned Development Zone, P-D, to allow an AM/PM Mini-Market with gas pump island and off-street parking, property located on the southwest corner of Woodland Avenue and Carpenter Road, described as follows:

> All that certain real property situate in a portion of the Northeast quarter of Section 25, Township 3 South, Range 8 East, Mount Diablo Base and Meridian, in the City of Modesto, County of Stanislaus, State of California, more particularly described as follows:
>
> The East one-half of Lot 1 in Block 1 of Pleasant Homes, according to the map thereof filed in the office of the County Recorder of Stanislaus County, California on August 17, 1922, in Volume 9 of maps, page 67.
>
> Including also the southern 20.00 feet of the original 40.00-foot Woodland Avenue immediately adjacent to the above described property.

and

WHEREAS, after a public hearing held on May 18, 1987 and continued to June 8, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, it was found and determined by the Planning Commission, by its Resolution No. 87-103, that rezoning of the property as requested is required by public necessity, convenience and general welfare for the following reasons:

1. The proposed P-D Zone by virtue of walls and landscaping will be compatible with adjoining existing and potential developments.

2. The revised site plan mitigates increased traffic flow impediments and turning movements by addition of a traffic median and/or limitation and special design of curbcuts.

3. The proposed P-D Zone will provide commercial goods and services to the adjoining neighborhoods.

and

WHEREAS, after a public hearing held on _____, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of Irwin Steinpress for a Planned Development Zone should be granted as consonant with public necessity, convenience and general welfare for the reasons set forth in Planning Commission Resolution No. 87-103 and quoted above, and

WHEREAS, the Council has introduced Ordinance No. _____-C.S. on the _____ day of _____, 1987, reclassifying the above-described property from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(423).

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

SECTION 1. DEVELOPMENT PLAN. The development plan for Planned Development Zone, P-D(423), is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan and floor plans titled "Preliminary Estimating Plan - New AM PM Mini Market Building" as amended in red, stamped approved by the Planning Commission on June 8, 1987.

2. The applicant shall submit revised plot plans showing all changes required by the Planning Commission prior to the City Council hearing. All development shall conform to these revised plans as amended in red, stamped approved by the Planning Commission on June 8, 1987.

3. Prior to the issuance of a building permit, a landscaping and irrigation plan shall be approved by the Director of Parks and Recreation. Screen landscaping shall be installed along the south and west property lines. Landscaping and the irrigation system shall be installed and maintained in accordance with the approved plan.

4. Fences or walls shall be constructed prior to occupancy and shall be as follows:

   Eight-foot decorative masonry wall along the south and west property lines.

5. All landscaping, fences, and walls shall be maintained and the premises shall be kept free of weeds, trash, and other debris.

6. The developer shall dedicate street right-of-way required by the Director of Engineering Services to complete Woodland Avenue to collector street standards. Said dedication shall be made prior to the issuance of a building permit or at any time requested by the Director of Engineering Services to alleviate a health, safety, or traffic problem in the area.

7. The developer shall dedicate street right-of-way required by the Director of Engineering Services to complete Carpenter Road to major street standards. Said dedication shall be made prior to the issuance of a building permit or at any time requested by the Director of Engineering Services to alleviate a health, safety, or traffic problem in the area.

8. The Woodland Avenue frontage shall be improved to collector street standards prior to the occupancy of any structures or when requested by the Director of Engineering Services to alleviate a health, safety, or traffic problem in the area.

9. The Carpenter Road frontage shall be improved to major street standards prior to the occupancy of any structures or when requested by the Director of Engineering Services to alleviate a health, safety, or traffic problem in the area.

10. Prior to issuance of a building permit, improvement plans for required improvements shall be prepared by a registered civil engineer and approved by the Director of Engineering Services. Improvements shall be constructed in accordance with the approved plans.

11. Prior to issuance of a building permit the developer shall dedicate public utility easements as required by the utility companies and the Director of Engineering Services.

12. Irrigation lines shall be removed, relocated, or protected as required by the Modesto Irrigation District and the Director of Engineering Services. Easements for irrigation lines to remain shall be dedicated.

13. Drainage shall be provided as required by the Director of Engineering Services.

14. All outdoor lighting shall be shielded from adjacent residential properties as required by the Director of Engineering Services.

15. Trash bins shall be kept in enclosures in accordance with the approved plan, and shall be constructed of building materials consistent with those used in the major buildings as approved by the Director of Planning and Community Development.

16. No operations conducted on the premises shall cause an unreasonable amount of noise, odor, dust, mud, smoke, vibration, or electrical interference detectable off the premises. All machinery or equipment shall be soundproofed as required by the Director of Engineering Services.

17. No signs shall be permitted above eight feet in height on the south or west face of the buildings.

18. All signs shall comply with the sign requirements of the C-3 Zone.

19. Prior to issuance of a building permit, the developer shall pay the City of Modesto the cost of planting street trees along the Carpenter Road and Woodland Avenue frontages. The number shall be as determined by the Director of Engineering Services.

20. The developer shall dedicate to the City of Modesto a street tree planting easement along the Carpenter Road and Woodland Avenue frontages as required by the Director of Parks and Recreation.

21. All curbcuts serving two-way driveways shall be 41 feet in width. The northerly curb cut on Carpenter Avenue shall be of a special right-in, right-out design as shown on the plan and subject to the approval of the Director of Engineering Services. This specially designed curbcut shall be in place of a standard 41-foot curbcut only in the event that a traffic median in Carpenter Road is not constructed.

22. Prior to issuance of a building permit, the developer shall show on the plans submitted to Building Inspection all fire hydrants as required by the Fire Chief. All hydrants required

by the Fire Chief shall be installed and operable prior to construction of any structures.

23. The applicant shall record a "Notice of Conditions" in the Stanislaus County Recorder's Office on a form available in the Planning and Community Development Department.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned Development Zone, P-D(423):

That the construction program be accomplished in one phase, construction to begin on or before June 8, 1989, and completion to be not later than June 8, 1990.

SECTION 3. CHANGES IN DEVELOPMENT PLAN. Any changes in the above-approved development plan shall be made in accordance with the provisions of Section 10-2.1709 of the Modesto Municipal Code.

SECTION 4. COMPLIANCE WITH CODE PROVISIONS, ETC. In all other respects said planned development shall be accomplished in accordance with and in strict adherence to the provisions of Article 17 of Title X of the Modesto Municipal Code relating to Planned Development Zones and other applicable City laws, rules, regulations and procedures.

SECTION 5. EFFECTIVE DATE. This resolution shall not become effective unless and until the ordinance reclassifying the above-described property to Planned Development Zone, P-D(423), becomes effective.

by the Fire Chief shall be installed and operable prior to construction of any structures.

23. The developer shall construct a traffic median in Carpenter Road to prevent left-turning movements to or from the property, which median shall be subject to the requirements and specifications of the Director of Parking and Traffic and the City Engineer.

24. The applicant shall record a "Notice of Conditions" in the Stanislaus County Recorder's Office on a form available in the Planning and Community Development Department.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned Development Zone, P-D(423):

That the construction program be accomplished in one phase, construction to begin on or before June 8, 1989, and completion to be not later than June 8, 1990.

SECTION 3. CHANGES IN DEVELOPMENT PLAN. Any changes in the above-approved development plan shall be made in accordance with the provisions of Section 10-2.1709 of the Modesto Municipal Code.

SECTION 4. COMPLIANCE WITH CODE PROVISIONS, ETC. In all other respects said planned development shall be accomplished in accordance with and in strict adherence to the provisions of Article 17 of Title X of the Modesto Municipal Code relating to Planned Development Zones and other applicable City laws, rules, regulations and procedures.

SECTION 5. EFFECTIVE DATE. This resolution shall not become effective unless and until the ordinance reclassifying the above-described property to Planned Development Zone, P-D(423), becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14 day of July, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, City Attorney

APPROVED AS TO DESCRIPTION:

By
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 87-596

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION MAP 25-3-8 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON FROM R-1 TO P-D(423) (IRWIN STEINPRESS).

WHEREAS, on July 14, , 1987, the City Council introduced Ordinance No. 2526 -C.S. giving approval to a project relating to an amendment to Section Map 25-3-8 of the Zoning Map of the City of Modesto to reclassify from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(423), property located on the southwest corner of Woodland Avenue and Carpenter Road, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to an amendment to Section Map 25-3-8 of the Zoning Map of the City of Modesto to reclassify from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(423), property located on the southwest corner of Woodland Avenue and Carpenter Road.



98CA

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14 day of July, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By [signature]
STAN T. YAMAMOTO, City Attorney



98CA

MODESTO CITY COUNCIL
RESOLUTION NO. 87-597

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR PLANNED DEVELOPMENT ZONE, P-D(424). (PHILLIP OVERHOLTZER)

WHEREAS, a verified application for an amendment to Section 16-3-9 of the Zoning Map was filed by Phillip Overholtzer on May 11, 1987, to reclassify from Medium High Density Residential Zone, R-3, to Planned Development Zone, P-D, to allow a professional office complex, property located on the west side of Coffee Road and South of Rumble Road, described as follows:

> All that certain real property situate in a portion of the Northeast Quarter of Section 16, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, in the City of Modesto, County of Stanislaus, State of California more particularly described as follows:
>
> Parcel 1 as shown and designated on that certain Parcel Map filed in the office of the County Recorder of Stanislaus County, California, on September 16, 1976, in Volume 23 of Parcel Maps, page 56.
>
> Including also the western 40.00 feet of Coffee Road immediately adjacent to the above described property.

and

WHEREAS, after a public hearing held on June 15, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, it was found and determined by the Planning Commission, by its Resolution No. 87-110, that rezoning of the property as requested is required by public necessity, convenience and general welfare for the following reasons:

1. That office use is appropriate at this location because of existing office development to the north and commercial development to the south.

2. That this project is introduced to be an expansion of the existing office complex to the north.

and

WHEREAS, after a public hearing held on July 14, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of Phillip Overholtzer for a Planned Development Zone should be granted as consonant with public necessity, convenience and general welfare for the reasons set forth in Planning Commission Resolution No. 87-110 and quoted above, and

WHEREAS, the Council has introduced Ordinance No. 2527-C.S. on the 14th day of July, 1987, reclassifying the above-described property from Medium High Density Residential Zone, R-3, to Planned Development Zone, P-D(424).

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

SECTION 1. DEVELOPMENT PLAN. The development plan for Planned Development Zone, P-D(424), is hereby approved subject to the following conditions:

1. All development shall conform to the revised plot plan and floor plans titled "Overholtzer Office Complex Coffee Road" as amended in red, and stamped approved by the Council of the City of Modesto on July 14, 1987.

2. Prior to the issuance of a building permit, a landscaping and irrigation plan shall be approved by the Director of Parks and Recreation. Landscaping and the irrigation system shall be installed and maintained in accordance with the approved plan.

3. Fences or walls shall be constructed prior to occupancy and shall be as follows:

   Six-foot wood fence with decorative masonry pilasters along the west property line.

4. All landscaping, fences, and walls shall be maintained and the premises shall be kept free of weeds, trash, and other debris.

5. Prior to issuance of a building permit the developer shall dedicate public utility easements as required by the utility companies and the Director of Engineering Services.

6. Drainage shall be provided as required by the Director of Engineering Services.

7. All outdoor lighting shall be shielded from adjacent residential properties as required by the Director of Engineering Services.

8. Trash bins shall be kept in enclosures in accordance with the approved plan, and shall be constructed of building materials consistent with those used in the major buildings as approved by the Director of Planning and Community Development. The location of trash bins shall be located as shown on the revised plans as amended in red, and stamped approved by the Council of the City of Modesto on July 14, 1987.

9. All utilities and TV facilities shall be underground. No antennas shall be permitted.

10. A driveway shall be permitted as approved on the revised plans as amended in red, stamped approved by the Council of the City of Modesto on July 14, 1987.

11. All signs shall comply with the sign requirements of the P-O Zone.

12. Prior to sale of a condominium unit, a subdivision map shall be recorded.

13. Prior to City Council approval of a final subdivision map, the subdivider shall submit evidence in a form satisfactory to the City Attorney that there has been created a Property Owners Association to guarantee common facility and private property maintenance in accordance with the approved plans.

14. Prior to issuance of a building permit, the developer shall show on the plans submitted to Building Inspection all fire hydrants as required by the Fire Chief. All hydrants required by the Fire Chief shall be installed and operable prior to construction of any structures.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned Development Zone, P-D(424):

That the construction program be accomplished in one phase, construction to begin on or before June 15, 1989, and completion to be not later than June 15, 1990.

SECTION 3. CHANGES IN DEVELOPMENT PLAN. Any changes in the above-approved development plan shall be made in accordance with the provisions of Section 10-2.1709 of the Modesto Municipal Code.

SECTION 4. COMPLIANCE WITH CODE PROVISIONS, ETC. In all other respects said planned development shall be accomplished in accordance with and in strict adherence to the provisions of Article 17 of Title X of the Modesto Municipal Code relating to Planned Development Zones and other applicable City laws, rules, regulations and procedures.

SECTION 5. EFFECTIVE DATE. This resolution shall not become effective unless and until the ordinance reclassifying the above-described property to Planned Development Zone, P-D(424), becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of July, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Morrine Coyle
MORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, City Attorney

APPROVED AS TO DESCRIPTION:

By
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 87-598

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION MAP 16-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON FROM R-3 TO P-D(424) (PHILLIP OVERHOLTZER).

WHEREAS, on July 14, 1987, the City Council introduced Ordinance No. 2527-C.S. giving approval to a project relating to an amendment to Section Map 16-3-9 of the Zoning Map of the City of Modesto to reclassify from Medium High Density Residential Zone, R-3, to Planned Development Zone, P-D(424), property located on the west side of Coffee Road and South of Rumble Road, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to an amendment to Section Map 16-3-9 of the Zoning Map of the City of Modesto to reclassify from Medium High Density Residential Zone, R-3, to Planned Development Zone, P-D(424), property located on the west side of Coffee Road and South of Rumble Road.



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The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of July, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney



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MODESTO CITY COUNCIL
RESOLUTION NO. 87-599

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR BEYER COMMUNITY PARK DEVELOPMENT - PHASE II

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

SECTION 1. The plans and specifications for Beyer Community Park Development - Phase II

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on August 4, 1987, at 11:00 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of July, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-600

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE RENOVATION OF GRAND STAND AT JOHN THURMAN FIELD

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

SECTION 1. The plans and specifications for the renovation of grand stand at John Thurman Field

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on August 4, 1987 at 11:05 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of July, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-601

A RESOLUTION ACCEPTING THE INSTALLATION OF THE SCENIC LIFT STATION PUMP AND MOTOR CONTROL AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering, that the installation of the Scenic lift station pump and motor control

has been completed by Walsh Construction Company

in accordance with the contract agreement dated November 25, 1986.

NOW, THEREFORE, BE IT RESOLVED that the installation of the Scenic lift station pump and motor control

be accepted from said contractor, Walsh Construction Company; that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $75,091.23 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 July, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-602

A RESOLUTION ACCEPTING THE BID OF POPE CHEVROLET, INC. FOR FURNISHING ONE BATTALION CHIEF'S MOBILE COMMAND POST TRUCK

WHEREAS, Resolution No. 87-477, adopted by the Council of the City of Modesto on June 16, 1987, approved the plans and specifications for the purchase of one Battalion Chief's mobile command post truck and authorized the calling for bids; and

WHEREAS, the bids received for the Battalion Chief's mobile command post truck were opened at 3:00 p.m. on June 30, 1987, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of Pope Chevrolet, Inc. in the amount of $18,013 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Pope Chevrolet, Inc. in the amount of $18,013 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of July, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-603

A RESOLUTION WAIVING FORMAL BID PROCEDURES AND AUTHORIZING AN AGREEMENT WITH ADVERTISING COMMUNICATIONS (ADCOM) FOR DESIGNING A PRINT ADVERTISEMENT CAMPAIGN FOR THE MODESTO CENTRE PLAZA

WHEREAS, the Community Center Manager has requested the City enter into a professional services agreement with Advertising Communications (AdCom) for fiscal year 1987-88 to design a print advertisement campaign aimed at meeting planners in Northern California; and

WHEREAS, Advertising Communications (AdCom) was selected for the following reasons:

1. They have done similar work for us in the past.
2. They have been retained by the Modesto Convention & Visitors Bureau for 1987-88 and it is desirable that our efforts be coordinated by the same agency.
3. They have developed a strong background in the meeting planner market.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for entering into a professional services agreement for designing a print advertisement campaign is hereby waived.

BE IT FURTHER RESOLVED that an agreement with Advertising Communications (AdCom) for designing a print advertisement campaign for the Modesto Centre Plaza for a total amount of $20,000, is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of July, 1987, by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-604

A RESOLUTION SUBMITTING A SEWER TRUNK ADVISORY VOTE TO THE ELECTORS OF THE CITY OF MODESTO AT A REGULAR MUNICIPAL ELECTION TO BE HELD ON NOVEMBER 3, 1987.

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

SECTION 1. ADVISORY VOTE CALLED. The Council of the City of Modesto does hereby submit on its own motion to the qualified electors of the City of Modesto, at the Regular Municipal Election to be held in said City on November 3, 1987, an advisory vote on the Lakewood and Sonoma sanitary trunk sewer line extensions and hereby designates and refers to the proposal prescribed in Section 3 hereof as the form of the advisory proposal to be set forth on the ballots to be used at said Regular Municipal Election.

SECTION 2. NOTICE OF ADVISORY VOTE. The City Clerk of the City of Modesto is hereby ordered and directed to prepare and sign a notice of said advisory vote in the form required by law, and said City Clerk is hereby ordered and directed to publish said notice in the time and manner required by law in THE MODESTO BEE, the official newspaper of said City and a newspaper of general circulation printed and published in said City.

SECTION 3. FORM OF BALLOT. On the ballots to be used at said election, in addition to any other matter required by law to be printed thereon, shall be printed the following question, to wit:

| CITY OF MODESTO MEASURE - ADVISORY VOTE ONLY | | | |
|---|---|---|---|
| Measure Q<br><br>City of Modesto Sewer Trunk Extension Advisory Measure | Shall the City Council approve two sanitary trunk sewer line extensions consisting of the Lakewood extension between Briggsmore and Floyd to permit urban development of the Merle Neighborhood and the Sonoma extension between Floyd and Sylvan to permit urban development of the Roselle Neighborhood, as said neighborhoods are shown on the Modesto Urban Area General Plan. These sanitary trunk sewer lines are planned to be of sufficient size to provide capacity for future extension(s) of said trunk sewer lines, subject to advisory vote(s) of the electorate. | Y E S | |
| | | N O | |

SECTION 4. CONDUCT OF ELECTION. Said Regular Municipal Election hereby called shall be held and conducted, and the votes thereat canvassed and the returns thereof made, and the results thereof ascertained and determined as herein provided, and in all particulars not prescribed in this resolution, said Regular Municipal Election shall be held as provided for in the Charter of said City and in all particulars not provided for therein said election shall be held as provided by law for the holding of advisory elections and regular municipal elections and otherwise in accordance with the Elections Code of the State of California.

(a) All persons qualified to vote at municipal elections in the City of Modesto on the day of said Regular Municipal Election shall be qualified to vote upon said measure hereby proposed by the Council of the City of Modesto on its own motion and submitted at said Regular Municipal Election.

(b) On the ballots to be used at said Regular Municipal Election, the proposal set forth in Section 3 of this resolution shall appear in addition to all other matters required by law to be printed thereon.

(c) To vote in favor of the advisory vote on the sewer trunk extensions, a voter shall punch a hole in the blank space opposite the word "YES" on the ballot to the right of said measure, and to vote against it a voter shall punch a hole in the blank space opposite the word "NO" on the ballot to the right of said measure.

(d) The votes cast for and against said measure shall be counted separate and apart from all other measures to be submitted at said Regular Municipal Election, and if a majority of the qualified voters voting on a measure vote in favor thereof, said measure shall be deemed approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14 day of July, 1987, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside

NOES: Councilmembers: Mayor Mensinger

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

CLERK'S CERTIFICATE

I, NORRINE COYLE, City Clerk of the City of Modesto, California, do hereby certify that the foregoing is a full, true and correct copy of a resolution duly adopted by the Council of said City at a regular meeting of said Council duly and regularly and legally held at the regular meeting place thereof on the 14 day of July, 1987, of which meeting all of the members of said Council had due notice and at which a majority thereof was present and acted; that at said meeting said resolution was introduced by Councilmember Muratore, seconded by Councilmember Lang, and adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside

NOES: Councilmembers: Mayor Mensinger

ABSENT: Councilmembers: 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 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 15 day of July, 1987.

NORRINE COYLE
City Clerk of the City of Modesto, California

MODESTO CITY COUNCIL
RESOLUTION NO. 87-605

A RESOLUTION TRANSMITTING COPY OF THE ADVISORY MEASURE CONCERNING SEWER TRUNK EXTENSION TO THE CITY ATTORNEY FOR PREPARATION OF IMPARTIAL ANALYSIS.

WHEREAS, Section 5011 of the Elections Code provides that whenever a measure qualifies for a place on the ballot, the governing body may direct the City Clerk to transmit a copy of the amendment or measure to the City Attorney for preparation of an impartial analysis, and

WHEREAS, a copy of the advisory measure concerning sewer trunk extensions proposed for the November 3, 1987 election marked Exhibit "A" is attached hereto, and made a part hereof,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the City Clerk is hereby directed to transmit a copy of said advisory measure to the City Attorney for preparation of an impartial analysis explaining the effect of the measure.

BE IT FURTHER RESOLVED that the City Clerk is hereby authorized to handle the printing and distribution of the impartial analysis.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14 day of July, 1987, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, City Attorney

| CITY OF MODESTO MEASURE - ADVISORY VOTE ONLY | | | |
|---|---|---|---|
| Measure O<br><br>City of Modesto Sewer Trunk Extension Advisory Measure | Shall the City Council approve two sanitary trunk sewer line extensions consisting of the Lakewood extension between Briggsmore and Floyd to permit urban development of the Merle Neighborhood and the Sonoma extension between Floyd and Sylvan to permit urban development of the Roselle Neighborhood, as said neighborhoods are shown on the Modesto Urban Area General Plan. These sanitary trunk sewer lines are planned to be of sufficient size to provide capacity for future extension(s) of said trunk sewer lines, subject to advisory vote(s) of the electorate. | Y E S | |
| | | N O | |

MODESTO CITY COUNCIL
RESOLUTION NO. 87-606

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND** J.H. KLEINFELDER & ASSOCIATES TO INVESTIGATE FOR SOIL CONTAMINATION AT THE TRANSPORTATION CENTER SITE

**BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and** J.H. Kleinfelder & Associates to investigate for soil contamination - property bounded by I Street, K Street, 9th Street and 8th Street, exclusive of the Chevron Service Station

**be, and it is hereby approved.**

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

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 14th **day of** July, **19**87, **by Councilmember** Lang, **who moved its adoption, which motion being duly seconded by Councilmember** Muratore, **was upon roll call carried and the resolution adopted by the following vote:**

**AYES: Councilmembers:** Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton

**NOES: Councilmembers:** None

**ABSENT: Councilmembers:** Mayor Mensinger

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-607

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR TESTING OF SOIL SAMPLES AT THE TRANSPORTATION CENTER SITE

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

SECTION 1. The plans and specifications for testing soil samples at the Transportation Center site

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on August 4, 1987 at 3:00 p.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of July, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-608

A RESOLUTION APPOINTING ROSS CAMPBELL CITY MANAGER PRO TEMPORE DURING ABSENCE OR DISABILITY OF THE CITY MANAGER AND APPOINTING GERALD McKINSEY CITY MANAGER PRO TEMPORE DURING THE ABSENCE OR DISABILITY OF BOTH THE CITY MANAGER AND DEPUTY CITY MANAGER, AND RESCINDING RESOLUTION NO. 83-133.

BE IT HEREBY RESOLVED by the Council of the City of Modesto that Ross Campbell, Deputy City Manager, be and he is hereby appointed City Manager Pro Tempore during the absence or disability of the City Manager.

BE IT HEREBY FURTHER RESOLVED that GERALD McKINSEY, Chief of Police, be and he is hereby appointed City Manager Pro Tempore during the absence or disability of both the City Manager and Deputy City Manager.

BE IT FURTHER RESOLVED that this resolution shall be effective on and after July 14, 1987.

BE IT FURTHER RESOLVED that Resolution No. 83-133, adopted by the Council on March 8, 1983, be and it is hereby rescinded effective July 14, 1987.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of July, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-609

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND ROBERT D. MANGUM FOR THE INSPECTION OF SUBDIVISIONS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Robert D. Mangum for the inspection of subdivisions

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of July, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-610

A RESOLUTION AMENDING SECTIONS 1 AND 2 OF RESOLUTION NO. 85-301 ENTITLED "A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR PLANNED DEVELOPMENT ZONE, P-D(379) (RESOURCE DEVELOPMENT)."

WHEREAS, City Council Ordinance No. 2341-C.S., effective July 18, 1985, granted a Planned Development Zone, P-D(379), to Resource Development to allow a one and two-story condominium project on property located on the south side of Pelandale Avenue, west of Gagos Drive, and

WHEREAS, City Council Resolution No. 85-301, adopted on June 11, 1985, approved the development plan and schedule for P-D(379) and also contained the conditions of approval for the development of said uses on the P-D(379) property, and

WHEREAS, a verified application for an amendment to Planned Development Zone, P-D(379), was filed by Grant Construction on May 11, 1987, to allow a single family subdivision in said P-D(379) on property located at the southwest corner of Pelandale Avenue and Gagos Drive, and

WHEREAS, said application was set for a public hearing before the Planning Commission on June 15, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, and

WHEREAS, at said hearing, after hearing evidence both oral and documentary, the Planning Commission by its Resolution No. 87-108, found and determined that an amendment to Planned Development Zone, P-D(379), to allow a single family subdivision in said P-D(379) Zone on property located at the southwest corner of Pelandale Avenue and Gagos Drive, is required by public necessity, convenience and general welfare for the following reason:

Design of the proposed Planned Development will insure privacy and compatibility with neighboring uses.

and

WHEREAS, said matter was set for a public hearing before the City Council at its regular meeting place in the Council Chambers in the City Hall, 801 11th Street, Modesto, California, on July 21, 1987, at 4:00 p.m., and

WHEREAS, after hearing evidence, both oral and documentary, the Council finds and determines that the requested amendment to Planned Development Zone, P-D(379), to allow a single family subdivision on property located at the southwest corner of Pelandale Avenue and Gagos Drive, is required by public necessity, convenience and general welfare for the reason set forth in Planning Commission Resolution No. 87-108 and quoted above, and

WHEREAS, on July 21, 1987, the Council has introduced Ordinance No. 2529 -C.S. amending Planned Development Zone, P-D(379), to allow a single family subdivision,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Sections 1 and 2 of Modesto City Council Resolution No. 85-301 entitled, "A Resolution Approving A Development Plan For Planned Development Zone, P-D(379) (Resource Development)", is hereby further amended to read as follows:

SECTION 1. DEVELOPMENT PLAN. The development plan for Planned Development Zone, P-D(379), be amended to allow a single family subdivision, subject to the following conditions:

1. All development shall conform to the plot plan and floor plans titled "Site Plan to Accompany Planned Unit Development Provided for: Windom Heights" as amended in red, stamped approved by the Planning Commission on June 15, 1987.

2. The applicant shall submit revised plot plans and floor plans showing all changes required by the Planning Commission prior to the City Council hearing. All development shall conform to these revised plans as amended in red, stamped approved by the Planning Commission on June 15, 1987.

3. The floor plans shall be revised to provide full unit-to-unit privacy. No second-floor windows shall be permitted which view neighboring private yards.

4. Prior to the issuance of a building permit, a landscaping and irrigation plan shall be approved by the Director of Parks and Recreation. Landscaping and the irrigation system shall be installed and maintained in accordance with the approved plan.

5. Fences or walls shall be constructed prior to occupancy and shall be as follows:

   a. Seven-foot decorative masonry wall along the Pelandale Avenue frontage subject to the clear vision requirements of Section 10-2.2314 of the Municipal Code.

   b. Six-foot board fence along the west property line.

   c. Seven-foot double-sided wood, stucco, or masonry wall or fence between units.

   d. Seven-foot board fence along the south property line.

6. All landscaping, fences, and walls shall be maintained and the premises shall be kept free of weeds, trash, and other debris.

7. The developer shall dedicate street right-of-way required by the Director of Engineering Services to complete Pelandale Avenue to major street standards. Said dedication shall be made prior to the issuance of a building permit or at any time requested by the Director of Engineering Services to alleviate a health, safety, or traffic problem in the area.

8. The developer shall dedicate street right-of-way required by the Director of Engineering Services to complete Gagos Drive to collector street standards. Said dedication shall be made prior to the issuance of a building permit or at any time requested by the Director of Engineering Services to alleviate a health, safety, or traffic problem in the area.

9. The Pelandale Avenue frontage shall be improved to major street standards prior to the occupancy of any structures or when requested by the Director of Engineering Services to alleviate a health, safety, or traffic problem in the area.

10. The Gagos Drive frontage shall be improved to collector street standards prior to the occupancy of any structures or when requested by the Director of Engineering Services to alleviate a health, safety, or traffic problem in the area.

11. Prior to issuance of a building permit, improvement plans for required improvements shall be prepared by a registered civil engineer and approved by the Director of Engineering Services. Improvements shall be constructed in accordance with the approved plans.

12. Prior to issuance of a building permit the developer shall dedicate public utility easements as required by the utility companies and the Director of Engineering Services.

13. Trash cans shall be screened from view from any public street.

14. All utilities shall be underground and cable television service shall be stubbed into all units.

15. All signs shall comply with the sign requirements of the R-1 Zone.

16. Prior to the issuance of a building permit for any structure, a final subdivision map shall be recorded.

17. Prior to issuance of a building permit, the developer shall show on the plans submitted to Building Inspection all fire hydrants as required by the Fire Chief. All hydrants required by the Fire Chief shall be installed and operable prior to construction of any structures.

18. The applicant shall record a "Notice of Conditions" in the Stanislaus County Recorder's Office on a form available in the Planning and Community Development Department.

19. All garage doors shall be roll-up type.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned Development Zone, P-D(379):

That the entire construction program be accomplished in one phase, construction to begin on or before June 15, 1989, and be completed by not later than June 15, 1990.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21 day of July, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-611

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO P-D(379) PROPERTY LOCATED AT THE SOUTHWEST CORNER OF PELANDALE AVENUE AND GAGOS DRIVE. (RESOURCE DEVELOPMENT)

WHEREAS, on July 21, 1987, the City Council introduced Ordinance No. 2529 -C.S. giving approval to a project relating to an amendment to Planned Development Zone, P-D(379), property located at the southwest corner of Pelandale Avenue and Gagos Drive, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to an amendment to Planned Development Zone, P-D(379), property located on the southwest corner of Pelandale Avenue and Gagos Drive.



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The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21 day of July, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, City Attorney



98CA

MODESTO CITY COUNCIL
RESOLUTION NO. 87-612

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR PLANNED DEVELOPMENT ZONE, P-D(425). (RICHARD S. CICCARELLI)

WHEREAS, a verified application for an amendment to Section 19-3-9 of the Zoning Map was filed by Richard S. Ciccarelli on May 11, 1987, to reclassify from Highway Commercial Zone, C-3, to Planned Development Zone, P-D, to allow an Office Furniture Warehouse and Sheet Metal Shop, property located on the southeast corner of North Ninth Street and Clayton Avenue, described as follows:

> All that certain real property situate in a portion of Lot "7" in the McDonald Tract, according to the official map recorded on April 30, 1903 in Book 1 of Maps, at Page 49, Stanislaus County Records, lying in the Northwest Quarter of Section 19, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, in the City of Modesto, County of Stanislaus, State of California more particularly described as follows:
>
> Commencing at the Northwest corner of said Lot "7"; thence South 43° 23' East along the West line of said Lot "7", 60.90 feet to the centerline of 50.00 foot wide Clayton Avenue; thence North 89° 12' East along said centerline of Clayton Avenue, 135.82 feet; thence South 43° 23' East, 33.95 feet to the South right-of-way line of Clayton Avenue and the true point of beginning of this description; then South 22°54'30" West, 54.62 feet to a point on the East right-of-way line of North Ninth Street; thence South 43° 23' East, along said East right-of-way line, 224.62 feet; thence North 89° 35' East, 294.24 feet to a point on the West right-of-way line of U.S. Highway "99"; thence Northwesterly along said West right-of-way the following three (3) courses, 1) North 0° 41" West, 35.41 feet to the beginning of a curve, concave to Southwest having a radius of 1,500.00 feet and a central angle of 5° 17'59"; 2) thence Northwesterly along the arc of said curve 138.75 feet; 3) thence North 37°36'42" West, 64.55 feet; thence South 89° 07' West, 38.53 feet to a point on the said South line of Clayton Avenue and a point on a curve, concave to the South having a radius of 40.00 feet and a central angle of 102°31'51"; thence Westerly along the arc of said curve and South right-of-way line, 71.58 feet; thence South 89° 07' West along said South right-of-way line, 238.51 feet to the point of beginning of this description.

Including also all of North Ninth Street and the Southerly one-half of Clayton Avenue immediately adjacent to the above described property.

Containing: 1.76 acres

and

WHEREAS, after a public hearing held on June 15, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, it was found and determined by the Planning Commission, by its Resolution No. 87-113, that rezoning of the property as requested is required by public necessity, convenience and general welfare for the following reasons:

1. Warehousing and storage are already allowed in the existing C-3 zone.

2. The property is located between Freeway 99 and the Southern Pacific Railroad and industrial uses are located to the north, east, and south.

3. P-D zoning will ensure compatibility with surrounding land uses.

and

WHEREAS, after a public hearing held on July 21, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of Richard S. Ciccarelli for a Planned Development Zone should be granted as consonant with public necessity, convenience and general welfare for the reasons set forth in Planning Commission Resolution No. 87-113 and quoted above, and

WHEREAS, the Council has introduced Ordinance No. 2530-C.S. on the 21 day of July, 1987, reclassifying the above-described property from Highway Commercial Zone, C-3, to Planned Development Zone, P-D(425).

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

SECTION 1. DEVELOPMENT PLAN. The development plan for Planned Development Zone, P-D(425), is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan and floor plans titled "Warehouse and Sheet Metal Shop" as amended in red, stamped approved by the Planning Commission on June 15, 1987.

2. Prior to the issuance of a building permit, a landscaping and irrigation plan shall be approved by the Director of Parks and Recreation. Landscaping and the irrigation system shall be installed and maintained in accordance with the approved plan.

3. All landscaping, fences, and walls shall be maintained and the premises shall be kept free of weeds, trash, and other debris.

4. The Clayton Avenue frontage shall be improved to cul-de-sac street standards prior to the occupancy of any structures or when requested by the Director of Engineering Services to alleviate a health, safety, or traffic problem in the area.

5. The North Ninth Street frontage shall be improved to major street standards prior to the occupancy of any structures or when requested by the Director of Engineering Services to alleviate a health, safety, or traffic problem in the area.

6. Prior to issuance of a building permit, improvement plans for required improvements shall be prepared by a registered civil engineer and approved by the Director of Engineering Services. Improvements shall be constructed in accordance with the approved plans.

7. Prior to issuance of a building permit the developer shall dedicate public utility easements as required by the utility companies and the Director of Engineering Services.

8. Drainage shall be provided as required by the Director of Engineering Services.

9. All outdoor lighting shall be shielded from adjacent residential properties as required by the Director of Engineering Services.

10. Trash bins shall be kept in enclosures in accordance with the approved plan, and shall be constructed of building materials consistent with those used in the major buildings as approved by the Director of Planning and Community Development.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned Development Zone, P-D(425):

That the construction program be accomplished in one phase, construction to begin on or before August 1, 1989, and completion to be not later than August 1, 1990.

SECTION 3. CHANGES IN DEVELOPMENT PLAN. Any changes in the above-approved development plan shall be made in accordance with the provisions of Section 10-2.1709 of the Modesto Municipal Code.

SECTION 4. COMPLIANCE WITH CODE PROVISIONS, ETC. In all other respects said planned development shall be accomplished in accordance with and in strict adherence to the provisions of Article 17 of Title X of the Modesto Municipal Code relating to Planned Development Zones and other applicable City laws, rules, regulations and procedures.

SECTION 5. EFFECTIVE DATE. This resolution shall not become effective unless and until the ordinance reclassifying the above-described property to Planned Development Zone, P-D(425), becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21 day of July, 1987, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, City Attorney

APPROVED AS TO DESCRIPTION:

By
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 87-613

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION MAP 19-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON FROM C-3 TO P-D(425) (RICHARD S. CICCARELLI).

WHEREAS, on July 21, , 1987, the City Council introduced Ordinance No. 2530 -C.S. giving approval to a project relating to an amendment to Section Map 19-3-9 of the Zoning Map of the City of Modesto to reclassify from Highway Commercial Zone, C-3, to Planned Development Zone, P-D(425), property located on the southeast corner of North Ninth Street and Clayton Avenue, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to an amendment to Section Map 19-3-9 of the Zoning Map of the City of Modesto to reclassify from Highway Commercial Zone, C-3, to Planned Development Zone, P-D(425), property located on the southeast corner of North Ninth Street and Clayton Avenue.



98CA

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21 day of July, 1987, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

by
STAN T. YAMAMOTO, City Attorney



98CA

MODESTO CITY COUNCIL
RESOLUTION NO. 87-614

AN URGENCY RESOLUTION EXTENDING RESOLUTION NO. 87-499 ENTITLED "AN INTERIM RESOLUTION ADOPTING A FEE IN CONNECTION WITH MAINTENANCE OF ROCKWELLS." FOR AN ADDITIONAL THIRTY (30) DAY PERIOD.

BE IT RESOLVED by the Council of the City of Modesto pursuant to the authority conferred by Government Code Section 65962 that Resolution No. 87-499 is hereby extended for an additional thirty (30) day period from and after the effective date of this resolution.

BE IT FURTHER RESOLVED that this resolution has been enacted to protect the public health, welfare and safety by providing needed funds to service rockwells in order to prevent danger to life or property caused by flooding from inadequately maintained rockwells. This resolution shall be effective immediately.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21 day of July, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call

carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By [signature]
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-615

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE CONSTRUCTION OF ORCHARD PARK SIDEWALKS

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

SECTION 1. The plans and specifications for the construction of Orchard Park sidewalks

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on August 4, 1987 at 11:10 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of July, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-616

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE BOISE AVENUE-WATERLINE EXTENSION FROM STANDISH TO DEZANNI

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

SECTION 1. The plans and specifications for the Boise Avenue waterline extension from Standish to Dezanni

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on August 4, 1987 at 11:15 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of July, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-617

A RESOLUTION ACCEPTING THE BID OF WESTERN STONE PRODUCTS, INC. FOR RESURFACING THE 9TH STREET BRIDGE

WHEREAS, Resolution No. 87-436, adopted by the Council of the City of Modesto on June 2, 1987, approved the plans and specifications for the resurfacing of the 9th Street bridge and authorized the calling for bids; and

WHEREAS, the bids received for the resurfacing of the 9th Street bridge were opened at 11:00 a.m. on June 23, 1987, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of Western Stone Products, Inc. in the amount of $435,446.75 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Western Stone Products, Inc. in the amount of $435,446.75 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of July, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Patterson |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-618

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND** DELEUW, CATHER AND COMPANY TO PROVIDE ENGINEERING SERVICES ON THE MORTON BOULEVARD TRESTLE RECONSTRUCTION

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and DeLeuw, Cather and Company to provide engineering services on the Morton Boulevard trestle reconstruction be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of July, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Patterson |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-619

A RESOLUTION AMENDING THE ANNUAL BUDGET OF THE CITY OF MODESTO FOR THE 1987-88 FISCAL YEAR TO APPROPRIATE AN APPROVED STATE GRANT FOR THE MODIFICATION OF M&ET RAILROAD TRESTLE OVER MORTON BOULEVARD.

WHEREAS, Caltrans has entered into an agreement with the City of Modesto to provide 80% of the total cost of modifying the M&ET Railroad trestle over Morton Boulevard, and

WHEREAS, the City of Modesto and M&ET have agreed to share 20% of the total cost of modifying the M&ET Railroad trestle over Morton Boulevard, and

WHEREAS, the City Council adopted Resolution No. 87-467 on June 9, 1987 approving said agreements, and

WHEREAS, the total project cost is estimated to be $318,000,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the following changes be made to the Gas Tax Fund (Fund No. 070) of the Annual Budget of the City of Modesto for the Fiscal Year 1987-88:

1. The amount of -0- now estimated as revenue in Account 070-510-9510-3138, State Share of Street Project, be increased by $254,400 to $254,400.

2. The amount of -0- now estimated as revenue in Account 070-510-9510-4057, Dev Share of Street Project, be increased by $20,000 to $20,000.

3. The amount of $12,000 now appropriated in Account 070-160-G545 be increased by $308,000 to $320,000.

4. The amount of $401,685 now appropriated in Account 070-800-8000-8003, Gas Tax Fund Contingency Reserve, be decreased by $33,600 to $368,085.

BE IT FURTHER RESOLVED that the Director of Finance is hereby authorized to implement the provisions of this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of July, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-620

A RESOLUTION ACCEPTING THE BID OF WESTERN STONE PRODUCTS, INC. FOR THE INSTALLATION OF ADDITIONAL GUARDRAIL ON TUOLUMNE BOULEVARD

WHEREAS, Resolution No. 87-454, adopted by the Council of the City of Modesto on June 9, 1987, approved the plans and specifications for the installation of additional guardrail on Tuolumne Boulevard and authorized the calling for bids; and

WHEREAS, the bids received for the installation of additional guardrail on Tuolumne Boulevard were opened at 11:00 a.m. on July 7, 1987, and later tabulated by the Director of Traffic Parking and/ for the consideration of the Council; and

WHEREAS, the Director of Traffic Parking and/ has recommended that the bid of Western Stone Products, Inc. in the amount of $12,162.50 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Western Stone Products, Inc. in the amount of $12,162.50 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of July, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Patterson |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-621

A RESOLUTION ACCEPTING THE REPAIR AND PAINTING OF THE ELEVATED WATER TANKS AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering, that the repair and painting of the elevated water tanks

has been completed by Redwood Painting

in accordance with the contract agreement dated October 28, 1986.

NOW, THEREFORE, BE IT RESOLVED that the repair and painting of the elevated water tanks

be accepted from said contractor, Redwood Painting;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $292,104.10 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 21st day of July, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-622

A RESOLUTION ACCEPTING THE VEHICLE WASH FACILITY AT THE CITY CORPORATION YARD AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering, that the vehicle wash facility at the City corporation yard

has been completed by Phillips General Construction

in accordance with the contract agreement dated December 23, 1986.

NOW, THEREFORE, BE IT RESOLVED that the vehicle wash facility at the City corporation yard

be accepted from said contractor, ;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $140,773 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 21st day of July, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-623

A RESOLUTION WAIVING FORMAL BID PROCEDURE AND AUTHORIZING ISSUANCE OF A PURCHASE ORDER NOT TO EXCEED $15,000 FOR THE INSTALLATION OF CURB, SIDEWALK AND STREET PATCH AT 2437 E. ORANGEBURG AVENUE (K102 RADIO STATION)

WHEREAS, the City staff, under mandate from the City Council, deems it necessary to install the curb, sidewalk and street patch at 2437 E. Orangeburg Avenue (K102 Radio Station) prior to the start of the 1987-88 school year; and

WHEREAS, because of the late start, waiver of formal bids is required in order to complete the work before September 1, 1987.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the installation of curb, sidewalk and street patch at 2437 E. Orangeburg Avenue is hereby waived.

BE IT FURTHER RESOLVED that installation of curb, sidewalk and street patch work at 2437 E. Orangeburg Avenue for an amount not to exceed $15,000 is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of July, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Patterson |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-624

A RESOLUTION WAIVING FORMAL BID PROCEDURES AND AUTHORIZING THE PURCHASE OF SILK-SCREENED BINDERS FROM H.S. CROCKER

WHEREAS, the Police Department is requesting the purchase of 13,102 black vinyl binders, with the D.A.R.E. (Drug Abuse Resistance Education) logo silk screened on the front of the binders; and

WHEREAS, these binders need to be received by August 21, 1987, in order to have them ready for distribution to students in various local school districts the first week of September; and

WHEREAS, due to the lead time necessary to have these binders produced and the time-consuming formal bid process, informal bids were solicited from numerous vendors, with H.S. Crocker submitting the low bid.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the purchase of silk-screened binders is hereby waived.

BE IT FURTHER RESOLVED that purchase of silk-screened binders from H.S. Crocker for the total price of $16,499.09 is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of July,1987, by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmenber Sutton , was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Patterson |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-625

A RESOLUTION APPROVING AMENDED AGREEMENT BETWEEN THE CITY OF MODESTO AND J.H. KLEINFELDER & ASSOCIATES TO UNDERTAKE THE NECESSARY ENGINEERING AND ENVIRONMENTAL SERVICES NECESSARY TO REMOVE STODDARD SOLVENT FROM THE SOIL AND WATER IN BLOCK 58 NEAR THE INTERSECTION OF L STREET AND 10TH STREET

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the amended agreement between the City of Modesto and J.H. Kleinfelder and Associates to undertake the necessary engineering and environmental services necessary to remove stoddard solvent from the soil and water in Block 58 near the intersection of L Street and 10th Street

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of July, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Patterson |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL**
**RESOLUTION NO.** 87-626

**A RESOLUTION APPROVING APPROPRIATION TRANSFER** OF $70,000 FROM THE WATER EXIGENCY FUND FOR THE SOLVENT CLEANUP IN BLOCK 58

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

| | | |
|---|---|---|
| FROM: | Water Exigency Fund (610 800 8000 8004) | $70,000 |
| TO: | Solvent Cleanup Block 58 (610 480 P846 6000) | $70,000 |

Funds needed for engineering management and consulting services being provided by J.H. Kleinfelder & Associates.

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 21st **day of** July, **19** 87, **by Councilmember** Lang, **who moved its adoption, which motion being duly seconded by Councilmember** Sutton, **was upon roll call carried and the resolution adopted by the following vote:**

**AYES:** **Councilmembers:** Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger

**NOES:** **Councilmembers:** None

**ABSENT:** **Councilmembers:** Patterson

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-627

A RESOLUTION ESTABLISHING FEES TO BE PAID FOR OBTAINING COPIES OF OFFICIAL POLICE DEPARTMENT ACCIDENT REPORTS AND POLICE PHOTOGRAPHS, AND RESCINDING RESOLUTION NO. 62-336.

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

SECTION 1. The following fees are hereby established and shall be collected for preparation of copies of any official police department accident report and photograph on file in the office of the Police Department.

Police Report - $2.00 per page

Police Photo Copy - $8.50 per original photo and $1.05 per additional print

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 and photographs 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.

SECTION 3. Resolution No. 62-336 adopted by the Council of the City of Modesto on July 16, 1962, is hereby rescinded.

RESCINDED
1991-551
THIS RESOLUTION WAS RESCINDED BY MODESTO CITY COUNCIL RESOLUTION NO.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21 day of July, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-628

A RESOLUTION SETTING A FEE FOR CHILDREN'S FINGERPRINTS AND SUPERSEDING RESOLUTION NO. 83-61.

WHEREAS, the Chief of Police has recommended that the Police Department implement a program offering parents the opportunity to obtain fingerprints of their children, and

WHEREAS, fingerprinting children is seen as an effective way to identify young people who cannot identify themselves, and

WHEREAS, Federal legislation entitled the "Missing Children Act", now requires that the Federal Bureau of Investigation to use available fingerprints to help identify missing and dead young people, and

WHEREAS, the Police Department desires to offer fingerprinting of children as a service to the public and the Council has determined that said program should be offered,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Police Department is hereby authorized to conduct a program offering parents the opportunity to obtain fingerprints of their children under age 16 and that said program shall be offered through the Police Department's Neighborhood Watch Program or in such public facilities as may be designated and announced in the future.

BE IT FURTHER RESOLVED that the Police Department may charge a fee of $10.00 per set of fingerprints to defray the cost to the City of materials and labor in connection with this fingerprinting program.

BE IT FURTHER RESOLVED that Resolution No. 83-61 adopted on February 1, 1983, is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21 day of July, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-629

RESCINDED

1991-548

THIS RESOLUTION WAS RESCINDED BY MODESTO CITY COUNCIL RESOLUTION NO. _____

A RESOLUTION DESIGNATING THE MODESTO POLICE DEPARTMENT AS THE LICENSING AUTHORITY FOR LICENSES TO SELL CONCEALABLE WEAPONS IN THE CITY OF MODESTO AND ESTABLISHING FEES THEREFOR AND RESCINDING RESOLUTION NO. 77-292

WHEREAS, Section 12070 of the Penal Code requires that no one no person may engage in the business of selling or otherwise transferring or advertising for sale any pistol, revolver, or other firearm capable of concealment upon the person, a license permitting such sales shall be obtained from the duly constituted licensing authorities of a city or county, and

WHEREAS, Section 12071 of the Penal Code of the State of California establishes procedures whereby retail sellers of concealable firearms may obtain licenses to sell such firearms, and

WHEREAS, inasmuch as retail sales licenses for concealable firearms may be granted by a licensing authority only after proper screening of applicants, the City Council has determined that the Police Department is the appropriate department to issue such licenses in the City of Modesto, and

WHEREAS, by a letter dated February 28, 1977, the Attorney General of the State of California has ruled that the City of Modesto may impose fees for processing applications and issuing licenses to qualified applicants to sell concealable firearms,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby designates the Police Department of the City of Modesto as the duly constituted licensing authority in the City of Modesto for the issuance of the above described licenses and hereby authorizes the Police Department to issue licenses for the sale or transfer or advertising for sale of any pistol,

revolver, or other firearm capable of concealment upon the person in accordance with the provisions of California Penal Code Sections 12070 and 12071 and other applicable law.

BE IT FURTHER RESOLVED that the Council hereby establishes that the fees to be charged by the Police Department of the City of Modesto to cover the costs incurred for processing applications and issuing licenses pursuant to California Penal Code Sections 12070 and 12071 shall be $20.00 for the initial screening and issuance of a license and $20.00 for each license renewal.

BE IT FURTHER RESOLVED that this resolution supersedes Resolution No. 77-292 adopted by the City Council on the 14th day of March, 1977.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21 day of July, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-630

A RESOLUTION ESTABLISHING PROCEDURES FOR FURNISHING LOCAL SUMMARY CRIMINAL HISTORY INFORMATION.

WHEREAS, Sections 13300 to 13326 of the Penal Code of the State of California establish procedures for furnishing local summary criminal history information to persons authorized by law to receive records, and

WHEREAS, Section 13322 of the Penal Code permits a local agency which maintains these criminal records to charge a fee not exceeding $25.00 for processing an application for review of a criminal record relating to the applicant and for making that record available for examination, and

WHEREAS, the Council of the City of Modesto has determined that the cost of processing the above described applications and making the records available for examination is $25.00,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that in accordance with the provisions of Penal Code Section 13322 of the State of California as the same now exists or may hereafter be amended, establishes a $25.00 fee for the provision of a criminal record history.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21 day of July, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-631

A RESOLUTION ESTABLISHING A PERMIT FEE FOR TEMPORARY CLOSURE OF STREETS, SIDEWALK AREAS AND PARKING AREAS.

WHEREAS, Section 3-2.1701 of the Modesto Municipal Code regulates the temporary closure of streets, sidewalk areas, and on and off-street parking spaces in the City of Modesto, and

WHEREAS, on July 21, 1987, the City Council introduced Ordinance No. 2532 -C.S. relating to an amendment to Section 3-2.1701 of the Modesto Municipal Code to provide that a permit fee for temporary closure of streets, sidewalk areas and parking areas shall be established by resolution adopted from time to time by the Council of the City of Modesto, and

WHEREAS, an application must be filed with the Chief of Police of the City of Modesto for such use, and

WHEREAS, the Police Department of the City of Modesto shall process said applications for permits,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that in accordance with Modesto Municipal Code Section 3-2.1701, a permit fee for temporary closure of streets, sidewalk areas and parking areas shall be in the amount of $20.00 to cover the costs for processing the application and issuing the permit. The City Manager may waive this fee for community, charitable and/or non-profit events.

BE IT FURTHER RESOLVED that the permit fee established by this resolution shall become effective and apply on and after the effective date of Ordinance No. 2532-C.S.

RESCINDED
2001-361
THIS RESOLUTION WAS RESCINDED BY MODESTO CITY COUNCIL RESOLUTION NO.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21 day of July, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-632

A RESOLUTION ADOPTING A SCHEDULE OF RATES AND CHARGES FOR TOWING SERVICES IN THE CITY OF MODESTO AND RESCINDING RESOLUTION NO. 83-366.

WHEREAS, Chapter 10 entitled "towing Services" of Title III of the Modesto Municipal Code (§§ 3-10.01, et seq.) prescribes regulations for the operation of towing services in the City of Modesto, and

WHEREAS, Modesto Municipal Code § 3-10.24 provides that charges made by towing service operators for services rendered pursuant to said regulations shall be established by the City Council by resolution after a review of the rates and charges used in comparable communities and operating data supplied by the towing service operators, and

WHEREAS, the Chief of Police has recommended to the City Council a revised schedule of rates and charges for towing services based upon a review of rates and charges used in comparable communities, and operating data supplied by the towing service operators,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby adopts the following schedule of rates and charges for towing services to be charged by all towing service operators providing services pursuant to Chapter 10 of Title III of the Modesto Municipal Code from August 1, 1987 until revised by the City Council:

RESCINDED
1992-65
THIS RESOLUTION WAS RESCINDED BY MODESTO CITY COUNCIL RESOLUTION NO.

RATE SCHEDULE
FOR TOWING, STORAGE, AND MISCELLANEOUS

1. Day time Towing (8 a.m. - 5 p.m.) $45.00
2. Night (5 p.m. - 8 a.m., including weekends and holidays) 55.00
3. Use of "dolly" (Dolly is a multi-wheeled device to tow a vehicle when it cannot be towed in the normal manner) 25.00

| | | |
|---|---|---|
| 4. | Labor (per 15 minutes after first 15 minutes) | 12.00 |
| 5. | Crane charges (including winching, recovery, etc.) | |
| | First fifteen (15) minutes | 22.00 |
| | Each fifteen (15) minute period thereafter (Labor charge) | 12.00 |
| 6. | Storage (for a 24-hour period or less) | |
| | Outside storage | 8.00 |
| | Inside storage | 12.00 |
| 7. | After hours release or call back (Releasing clothing, cameras, etc to owner) | 30.00 |
| 8. | Large vehicle (1 1/2 tons factory rate and over including motor homes) per hour | |
| | Daytime (8 a.m. - 5 p.m.) | 65.00 |
| | Night and holidays | 75.00 |
| 9. | Emergency Roadside Service (no preference) | |
| | Day | 30.00 |
| | Night and holiday | 37.50 |
| 10. | Reasonable extra charges may be charged for services outside the major Modesto geographical area. (The justification of such extra charges shall be subject to review and approval by the Chief of Police.) | |
| 11. | Reasonable extra charges may be charged for unusual job situations such as going into canals, rivers, to make vehicle hookups. | |
| 12. | Per mile charge (one way) after first five miles | 4.50 |

BE IT FURTHER RESOLVED that Resolution No. 83-366 adopted on June 7, 1983, is hereby rescinded as of August 1, 1987.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21 day of July, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-633

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO THE APPROVAL OF THE ALBERTA MARTONE MASTER PLAN PARK PROJECT OF THE CITY OF MODESTO.

WHEREAS, on July 21, 1987 the City Council by motion approved the Alberta Martone Master Plan park project, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject park project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject park project relating to the approval of the Alberta Martone Master Plan of the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21 day of July, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-634

**A RESOLUTION SETTING TIME AND PLACE FOR HEARING** TO AUTHORIZE FILING FOR FEDERAL GRANTS TO PURCHASE TWO REPLACEMENT BUSES AND CONSTRUCT A NEW BUS MAINTENANCE FACILITY

**BE IT HEREBY RESOLVED by the Council of the City of Modesto that** August 11, 1987 **, at** 7:30 **P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of** filing for Federal grants to purchase two replacement buses and construction of a new bus maintenance facility.

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 21st **day of** July **, 19**87**, by Councilmember** Lang **, who moved its adoption, which motion being duly seconded by Councilmember** Sutton **, was upon roll call carried and the resolution adopted by the following vote:**

| | | |
|---|---|---|
| **AYES:** | **Councilmembers:** | Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger |
| **NOES:** | **Councilmembers:** | None |
| **ABSENT:** | **Councilmembers:** | Patterson |

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-635

A RESOLUTION AMENDING SECTION 1.7 OF THE PERSONNEL RULES RELATING TO DEFINITIONS, AND AMENDING SECTION 3.4 OF THE PERSONNEL RULES RELATING TO DOWNGRADING, TO IMPLEMENT IN PART M.O.U. CHANGES BETWEEN THE CITY OF MODESTO AND THE M.C.E.A.

WHEREAS, Section 1202 of Article XII of the Charter of the City of Modesto provides that the personnel system provided by said Article shall be implemented by such rules and regulations governing the administration thereof as are adopted by the City Council upon recommendation of the City Manager, and

WHEREAS, the City Council has adopted Personnel Rules as authorized by the City Charter, and

WHEREAS, the City Manager has recommended that Section 1.7 of the Personnel Rules relating to Definitions and Section 3.4 of the Personnel Rules relating to Downgrading, be amended, and

WHEREAS, at its meeting of July 21, 1987, the City Council considered amending Section 1.7 of the Personnel Rules relating to Definitions, and amending Section 3.4 of the Personnel Rules relating to Downgrading, to implement in part the Memoranda of Understanding changes between the City of Modesto and the M.C.E.A.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby finds and determines that Sections 1.7 and 3.4 of the Personnel Rules shall be amended to read as follows:

1.7 Definitions

The words and terms used in these rules shall have the meaning indicated as follows, unless the context clearly indicates otherwise:

(a) Advancement. A salary increase within the limits of the salary range established for the class.

(b) Allocation. The assignment of a position to its class.

(c) Anniversary Date. The anniversary of the date an employee was appointed to his/her current position.

(d) Applicant. A person who has made formal application for employment.

(e) Appointment. The offer to a person and his/her acceptance of a position.

(f) Board of Personnel Appeals. A three (3) member Board established by Section 1108 of the City Charter.

(g) Appointing Authority. The Council, City Manager, or persons delegated authority to make appointments or remove persons from city service.

(h) Candidate. An applicant whose application has passed initial screening, and who is admitted to examination.

(i) Class or Classes of Positions. A group of positions having duties and responsibilities sufficiently similar that the same title, examples of duties, and requirements may be applied.

(j) Classification Plan. The arrangement of positions into classes, with titles and specifications describing each class.

(k) Classified Service. All positions in the city service EXCEPT: (1) all elected officers; (2) City Manager, Deputy City Manager (as revised July 6, 1965), City Attorney, City Clerk and Auditor, and all heads of departments; (3) all members of boards and commissions; (4) persons employed as unskilled laborers; (5) positions in any class or grade created for a special or temporary purpose for a period of not longer than 90 days in any one fiscal year; (6) persons employed to render professional, scientific, technical or expert services of any occasional or exceptional character; (7) part-time employees paid on an hourly or per diem basis.

(l) Consult/Consultation in Good Faith. "Consult/Consultation in Good Faith" means to communicate orally or in writing for the purpose of presenting and obtaining views or advising of intended actions; and, as distinguished from meeting and conferring in good faith regarding matters within the required scope of such meet and confer process, does not involve an exchange of proposals and counterproposals in an endeavor to reach agreement.

(m) Continuous Service. Employment by the City, uninterrupted from the date of appointment, except by authorized absence with pay.

(n) Demotion. A downgrade of a regular employee from one class to another class with a lower salary range imposed as a disciplinary action or as a substitution for layoff. A reduction in salary within the same class shall not be considered a demotion.

(o) Dismissal. The separation from employment of an employee by an appointing authority for cause.

(p) Downgrade: A change in employment status of a regular employee from one class to another class with a lower salary range.

(q) Eligible. A person whose name is on an appropriate eligible list and who is not ineligible for appointment for any reason.

(r) Eligible List. A record of the names of persons who have qualified, through examination, for employment in a specific class.

(s) Examination. A test or group of tests and evaluations used to determine eligibility and to rank candidates for employment in a class.

(t) Lay-off. Termination of service because of lack of work, lack of funds, or in the interests of economy, without fault on the part of the employee involved.

(u) Leave of Absence. Permission to be absent from duty without pay for a specified period and purpose, with the right to return before or at the expiration of the period.

(v) Modesto Municipal Code. Chapter 5 of Title II of the Modesto Municipal Code plus any other provisions of the Modesto Municipal Code which deal with the City's personnel system.

(w) Original Appointment. The first appointment of an employee to a position in the city service.

(x) Position. A combination of duties regularly assigned to be performed by one person.

(y) Probationary Period. A working test period during which an employee appointed from an eligible list is required to demonstrate his/her fitness for the class by actual performance of the duties of his/her position.

(z) Probationary Status. The status of an employee who has been appointed from an eligible list, but has not completed the prescribed probationary period.

(aa) Probationer. An employee who has probationary status.

(ab) Promotion. A change in employment status of a regular employee from one class to another class with a higher salary range.

(ac) Promotional Examination. An examination in which competition is limited to regular employees in the classified service.

(ad) Promotional List. An eligible list resulting from a promotional examination.

(ae) Proof of Employee Support. "Proof of Employee Support" means (1) an authorization card recently signed and personally dated by each employee, or (2) an authorization petition or petitions recently signed and personally dated by each employee, or (3) employee deduction authorization, using the payroll register for the payroll period immediately prior to the date a petition is filed hereunder, that dues deduction authorizations for more than one employee for the account of any one employee shall not be considered as proof of employee support for any employee organization. The words "recently signed" shall mean within sixty (60) days prior to the filing of a petition or an authorization card. The only authorization which shall be considered as proof of employee support hereunder shall be the authorization last signed by an employee. The City Manager shall arrange for the City Clerk/Auditor to verify the information on authorization cards and petitions.

(af) Provisional Employee. An employee who is appointed without examination to a regular position in the classified service for which no eligible list exists.

(ag) Recognized Employee Organization. "Recognized Employee Organization" means an employee organization which has been formally recognized by the City as the employee organization that represents the employees in an appropriate representation unit.

(ah) Reduction. A salary decrease within the pay range for the class.

(ai) Regular Employee. An employee who has satisfactorily completed his/her initial probationary period and has been retained in the classified service. (amended 12-28-76)

(aj) Regular Position. A position in the classified service which requires, or is likely to require, the services of an employee for more than six months.

(ak) Release. Separation of an employee from the service during or at the close of the probationary period.

(al) Reinstatement. The reappointment without examination of an employee who has resigned in good standing.

(am) Resignation. The voluntary separation of an employee from his/her position.

(an) Separation. Any termination of employment.

(ao) Status. The condition of an employee's present appointment, such as temporary, provisional, probationary, or regular.

(ap) Suspension. An involuntary absence without pay, imposed for disciplinary purposes, or pending investigation of charges.

(aq) Temporary Appointment. An appointment for a limited period.

(ar) Transfer. A change in employment status of a regular employee from one position to another within the same class, or a comparable class. "Comparable" means a class with similar duties and responsibilities, and the same or similar minimum qualifications, and the same salary range.

(as) Unclassified Service. The noncompetitive service. Positions in the unclassified service are those listed as exceptions in definition (j) above.

(at) Vacancy or Vacant Position. Any unfilled position in the city service.

## 3.4 Salary Changes

The following paragraphs shall govern salary changes upon transfer, promotion, range change, and reallocation of positions. Thereafter, Rules 3.2 and 3.3 shall apply:

(a) The lateral transfer of an employee to a different position in the same salary range shall not be cause for a change in salary.

(b) The salary of an employee who is promoted shall normally be set at the lowest step of the salary range for the new class which will represent an increase of at least 5 percent or Step E of the new class, whichever is less.

(c) The salary of an employee whose class is changed from one salary range to a higher salary range shall be placed at the same step in the new salary range as the employee occupied in the former salary range prior to the change.

(d) The salary of an employee whose class is changed from one salary range to a lower salary range shall continue to receive the same salary paid at the former salary range until Step E of the new salary range equals or exceeds the salary paid the employee. At that time, the employee's salary shall be set at Step E of the new salary range.

(e) The salary of an employee whose position is reallocated to a class with a higher salary range shall normally be set at the lowest step of the salary range for the new class which will represent an increase.

(f) An employee whose position is reallocated to a class with a lower salary range shall continue to receive the same salary paid in the former class until Step E in the new salary range equals or exceeds the salary paid in the former class. At that time, the employee's salary shall be set at Step E of the salary range in the new class.

(g) A regular employee who downgrades due to an on-the job injury or illness shall continue to receive the same salary paid in the higher class until Step E in the lower class equals or exceeds the salary paid in the higher class. At that time, the employee's salary shall be set at Step E of the lower class. Such requests must be approved by the department head and are subject to review by the City Manager.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21 day of July, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-636

A RESOLUTION WAIVING FORMAL BID PROCEDURES AND AUTHORIZING ISSUING A PURCHASE ORDER TO GOLDEN STATE IRRIGATION IN THE AMOUNT OF $16,638.23 FOR A LAND TREATMENT TEST PROGRAM AT THE WATER QUALITY CONTROL TREATMENT PLANT

WHEREAS, the City is involved with industry in a land treatment test program in hopes of increasing our allowable effluent limits on our land disposal site; and

WHEREAS, Phase II of the Land Treatment Test Program calls for a 60-day installation of temporary piping, pumps and flow meters to deliver different strength effluent to various places on the land disposal site; and

WHEREAS, the City has received quotations from two companies who specialize in portable irrigation systems, the lowest of which came from Golden State Irrigation of Stockton.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the purchase of an irrigation system for the land treatment test program is hereby waived.

BE IT FURTHER RESOLVED that purchase of an irrigation system from Golden State Irrigation in the amount of $16,538.23 is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of July, 1987, by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember Sutton , was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Patterson |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-637

**A RESOLUTION SETTING TIME AND PLACE FOR HEARING** REGARDING CONFLICT OF INTEREST CODES FOR THE CITY ATTORNEY, FINANCE, FIRE, PARKS & RECREATION, AND UTILITY SERVICES DEPARTMENTS

**BE IT HEREBY RESOLVED** by the Council of the City of Modesto that August 4, 1987, at 4:00 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of Conflict of Interest Codes for the City Attorney, Finance, Fire, Parks & Recreation, and Utility Services Departments.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of July, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Patterson |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-638

A RESOLUTION ESTABLISHING FLAT-RATE CHARGES FOR SEWER SERVICE TO SCHOOLS, AND SUPERSEDING RESOLUTION NO. 86-607.

WHEREAS, Section 5-6.02 of the Modesto Municipal Code provides that "the Council shall have the power to establish, by agreement or resolution, the rate or rates to be charged for furnishing sewer services to governmental agencies, including school districts, private schools...", and

WHEREAS, under this section, it will be the practice to establish, by resolution, a flat-rate for sewer service to schools, and

WHEREAS, a flat-rate sewer service charge to schools is fair and equitable to both the City and the schools in respect to providing sewer service,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that flat-rate sewer service charges for schools be established according to the following formula:

A. Domestic Use -- ADA x c.f./pupil/month x 12 months x $\frac{\$ .37}{133.69 \text{ c.f.}}$

Where:

K-6 Schools -- 10 cu. ft./pupil/month
K-8 Schools -- 13 cu. ft./pupil/month
7-8 Schools -- 24 cu. ft./pupil/month
High Schools -- 36 cu. ft./pupil/month
College -- 36 cu. ft./pupil/month

BE IT FURTHER RESOLVED by the Council that annual flat-rate sewer service charges are hereby established for the schools in accordance with the formula set forth above based on the number of pupils enrolled in each school:

| Empire Union School District | Grade Range |
|---|---|
| Capistrano Elementary | K-6 |
| Christine Sipherd Elementary | K-6 |
| **Modesto City School District** | |
| Harriet Kirschen Elementary | K-6 |
| Beard Elementary | K-6 |
| Beyer High | 9-12 |
| Davis High | 9-12 |
| Downey High | 9-12 |
| Enslen Elementary | K-6 |
| Catherine Everett Elementary | K-6 |
| Franklin Elementary | 2-6 |
| John C. Fremont Elementary | K-6 |
| William L. Garrison Elementary and Joseph M. Kelly Center | K-6 |
| Lakewood Elementary | K-6 |
| La Loma Junior High | 7-8 |
| Alberta Martone Elementary | K-6 |
| Modesto High | 9-12 |
| John Muir Elementary | K-6 |
| Franklin Elementary | K-1 |
| Robertson Road Elementary | K-6 |
| Roosevelt Junior High | 7-8 |
| Rose Avenue School Elementary | K-6 |
| Sonoma Elementary | K-6 |
| Sutter Education Center | 9-12 |
| Mark Twain Junior High | 7-8 |
| Wilson Elementary | K-6 |
| Woodland Elementary | K-6 |
| **Salida Union School District** | |
| Mildred Perkins Elementary | K-5 |
| **Stanislaus Union School District** | |
| Chrysler Elementary | K-6 |
| Eisenhut Elementary | K-6 |
| Muncy Elementary | K-6 |
| Prescott Junior High | 7-8 |
| **Sylvan Union School District** | |
| Coleman F. Brown Elementary | K-6 |
| Sherwood Elementary | K-6 |
| Somerset Junior High | 7-8 |
| Standiford Elementary | K-6 |
| Stockard Coffee Elementary | K-6 |
| Sylvan Elementary | K-6 |
| Woodrow Elementary | K-6 |

| Yosemite Community College District | Grade Range |
| --- | --- |
| Modesto Junior College - East Campus | College |
| Central Catholic High | 9-12 |
| St. Stanislaus Elementary | K-8 |
| Our Lady of Fatima Elementary | K-8 |

BE IT FURTHER RESOLVED that the flat-rate sewer service charges established hereby shall be due and payable to the City on November 1st of each year, commencing in 1987.

BE IT FURTHER RESOLVED that the determination of the number of pupils enrolled in each school shall be as of the 15th day of April of each year.

BE IT FURTHER RESOLVED that all other property owned or controlled by the schools and connected to the City sewer system shall be charged for the City sewer service on a regular flat-rate basis.

BE IT FURTHER RESOLVED that the City Council reserves the right to amend this resolution at any time.

BE IT FURTHER RESOLVED that Resolution No. 86-607 is hereby superseded.

BE IT FURTHER RESOLVED that this resolution shall become effective on November 1, 1987.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21 day of July, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-639

A RESOLUTION ESTABLISHING FLAT-RATE CHARGES FOR WATER SERVICE TO SCHOOLS, AND SUPERSEDING RESOLUTION NO. 86-606.

WHEREAS, Section 11-1.11 of the Modesto Municipal Code provides that "the Council shall have the power to establish by agreement or resolution the rates to be charged for providing water services to government agencies, including school districts, private schools... on a basis that is fair and equitable to all the parties concerned," and

WHEREAS, under this section it has been the practice to establish flat rates for water service to schools by resolution, and

WHEREAS, there have been revisions to the water rate schedule applicable to the general public established by the Modesto Municipal Code thereby causing increases in the water rates making it desirable to update the charges for water service to schools, and

WHEREAS, a flat-rate water service charge to schools is fair and equitable to both the City and the schools in respect to providing water service.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that flat-rate water service charges for schools be established according to the sum of the following two formulas:

A. Domestic Use--ADA x c.f./pupil/month x 12 months x $2.20/1000 c.f.

Where:

Schools K - 6 -- 10 cu. ft./pupil/month
Schools K - 8 -- 13 cu. ft./pupil/month
Schools 7 - 8 -- 24 cu. ft./pupil/month
High School & College -- 36 cu. ft./pupil/month

B. Irrigation

140,000 cu. ft./acre/year x no. of acres x $2.20/1000 c.f.

BE IT FURTHER RESOLVED by the Council that annual flat-rate water service charges are hereby established for the following schools in accordance with the formulas set forth above based on the number of pupils enrolled in each school, and the area irrigated from the City water system:

| School | Grade Range | Acres |
|---|---|---|
| Central Catholic High School | 9-12 | 9.940 |
| Empire Union School District | | |
| Christine Sipherd Elementary | K-6 | 7.622 |
| Capistrano Elementary | K-6 | 6.022 |
| Modesto City School District | | |
| Elihu Beard Elementary | K-6 | 6.269 |
| Fred C. Beyer High | 9-12 | 28.122 |
| Grace Davis High | 9-12 | 19.937 |
| Enslen Elementary | K-6 | .425 |
| Catherine Everett Elementary | K-6 | 6.929 |
| John C. Fremont Elementary | K-6 | .580 |
| William H. Garrison Elementary | K-6 | 5.960 |
| Lakewood Elementary | K-6 | 7.008 |
| Alberta Martone Elementary | K-6 | 5.100 |
| Modesto High | 9-12 | 6.604 |
| John Muir Elementary | K-6 | 5.751 |
| Robertson Road Elementary | K-6 | 5.610 |
| Roosevelt Junior High | 7-8 | 1.979 |
| Rose Avenue Elementary | K-6 | 6.304 |
| Sonoma Elementary | K-6 | 5.609 |
| Modesto High (North Campus) | 9-12 | 1.463 |
| Harriette Kirschen Elementary | K-6 | 2.600 |
| Salida Union School District | | |
| Mildred Perkins Elementary | K-5 | 1.874 |
| Stanislaus Union School District | | Acres |
| Eisenhut Elementary | K-6 | 5.158 |
| Muncy Elementary | K-6 | 1.461 |
| Prescott Junior High | 7-8 | 7.147 |

| School | Grade Range | Acres |
|---|---|---|
| Sylvan Union School District | | |
| C. F. Brown Elementary | K-6 | 6.826 |
| Sherwood Elementary | K-6 | 6.855 |
| Somerset Junior High | 7-8 | 17.644 |
| Standiford Elementary | K-6 | 6.876 |
| Stockard Coffee Elementary | K-6 | 8.250 |
| Sylvan Elementary | K-6 | 8.011 |
| Woodrow Avenue Elementary | K-6 | 6.957 |
| Yosemite Community College District | | |
| Modesto Junior College (East Campus) College | | 19.243 |

BE IT FURTHER RESOLVED that the determination of the number of pupils enrolled in each school shall be as of the 15th day of April of each year.

BE IT FURTHER RESOLVED that the flat-rate water service charges established hereby shall be due and payable to the City in full on November 1st of each year.

BE IT FURTHER RESOLVED that the Schools shall promptly notify City of any changes in area irrigated from the City water system, and that charges shall be immediately revised in accordance with said changes. Failure to promptly notify City may be cause for immediate requirement of metering of the premises.

BE IT FURTHER RESOLVED that all other property owned or controlled by the Schools and connected to the City water system shall receive water from the City water system on a regular metered basis.

BE IT FURTHER RESOLVED that the City Council reserves the right to amend this resolution at any time.

BE IT FURTHER RESOLVED that Resolution No. 86-606, is hereby superseded.

BE IT FURTHER RESOLVED that this resolution shall become effective on November 1, 1987.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21 day of July, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-640

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND BROWN AND CALDWELL CONSULTING ENGINEERS FOR THE DESIGN OF A FIXED-FILM REACTOR

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Brown and Caldwell Consulting Engineers for the design of a fixed-film reactor

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of July, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Patterson |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-641

A RESOLUTION REJECTING APPLICATION FOR LEAVE TO PRESENT LATE CLAIM ON BEHALF OF CLAIMANT MIKE G. HILL, RECEIVED IN THE OFFICE OF THE CITY CLERK, CITY OF MODESTO

WHEREAS, an application for leave to present late claim on behalf of the claimant, Mike G. Hill, against the City of Modesto was received on July 9, 1987, in the office of the City Clerk.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the application for leave to present late claim on behalf of the claimant, Mike G. Hill, against the City of Modesto, received on July 9, 1987, in the office of Norrine Coyle, City Clerk, City of Modesto, is hereby rejected.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of July, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Patterson |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-642

**A RESOLUTION SETTING TIME AND PLACE FOR HEARING** LETTER FROM MID-VALLEY ENGINEERING, ON BEHALF OF BRIGHT DEVELOPMENT, APPEALING PLANNING COMMISSION DECISION REGARDING COPPER CREEK NO. 2 SUBDIVISION

**BE IT HEREBY RESOLVED by the Council of the City of Modesto that** August 11, 1987 **, at** 7:30 **P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of** a letter from Mid-Valley Engineering, on behalf of Bright Development, appealing Planning Commission decision regarding Copper Creek No. 2 Subdivision.

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 21st **day of** July**, 19**87**, by Councilmember** Lang**, who moved its adoption, which motion being duly seconded by Councilmember** Sutton**, was upon roll call carried and the resolution adopted by the following vote:**

| | | |
|---|---|---|
| **AYES:** | **Councilmembers:** | Lang, McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger |
| **NOES:** | **Councilmembers:** | None |
| **ABSENT:** | **Councilmembers:** | Patterson |

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-643

A RESOLUTION GRANTING AN EXCEPTION TO THE STANDARD SPECIFICATIONS OF THE CITY OF MODESTO RELATING TO EXPOSED AGGREGATE SIDEWALKS ALONG 17TH STREET AND "H" STREET, AND TO REPAIR ANY DAMAGED SIDEWALKS, CURBS AND GUTTERS ALONG THE REMAINDER OF 19TH, "I", AND DOWNEY STREETS. (WESTAR AND ASSOCIATES)

WHEREAS, Section 7-1.301 of the Modesto Municipal Code provides that the Council shall approve standard drawings and specifications for sidewalks in the City of Modesto, and

WHEREAS, the Council has adopted Standard Specifications of the City of Modesto which include standard drawings and specifications for sidewalks, and

WHEREAS, Mid-Valley Engineering on behalf of Westar and Associates has requested an exception from said Standard Specifications to deviate from the sidewalk requirement in the downtown area to permit a six-foot wide exposed aggregate sidewalk along 17th Street and a five-foot wide exposed aggregate sidewalk along "H" Street, and to repair any damaged sidewalks, curbs and gutters along the remainder of 19th, "I", and Downey Streets, and

WHEREAS, the Downtown Improvement District has considered this request and is in favor of granting the request, and

WHEREAS, City staff has considered said request and recommends that said proposed deviation be modified to provide for an 18-inch wide exposed aggregate walk adjacent to the curb to allow adequate access to and from vehicles across the planting strip on 17th, 19th, "I", and Downey Streets, and

WHEREAS, at its meeting of July 28, 1987, the Council considered said request and determined that the requested exception should be granted with the modification as recommended by City staff,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that an exception is hereby granted to the Standard Specifications of the City of Modesto, in accordance with the provisions of Section 3.27 thereof, to allow a six-foot wide exposed aggregate sidewalk along 17th Street and a five-foot wide exposed aggregate sidewalk along "H" Street with an 18-inch wide exposed aggregate sidewalk adjacent to the curb including organized spacing of entrance walks across the planting strip, and to repair any damaged sidewalks, curbs and gutters along the remainder of 19th, "I", and Downey Streets, as shown on the drawing marked Exhibit A and attached hereto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28 day of July, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

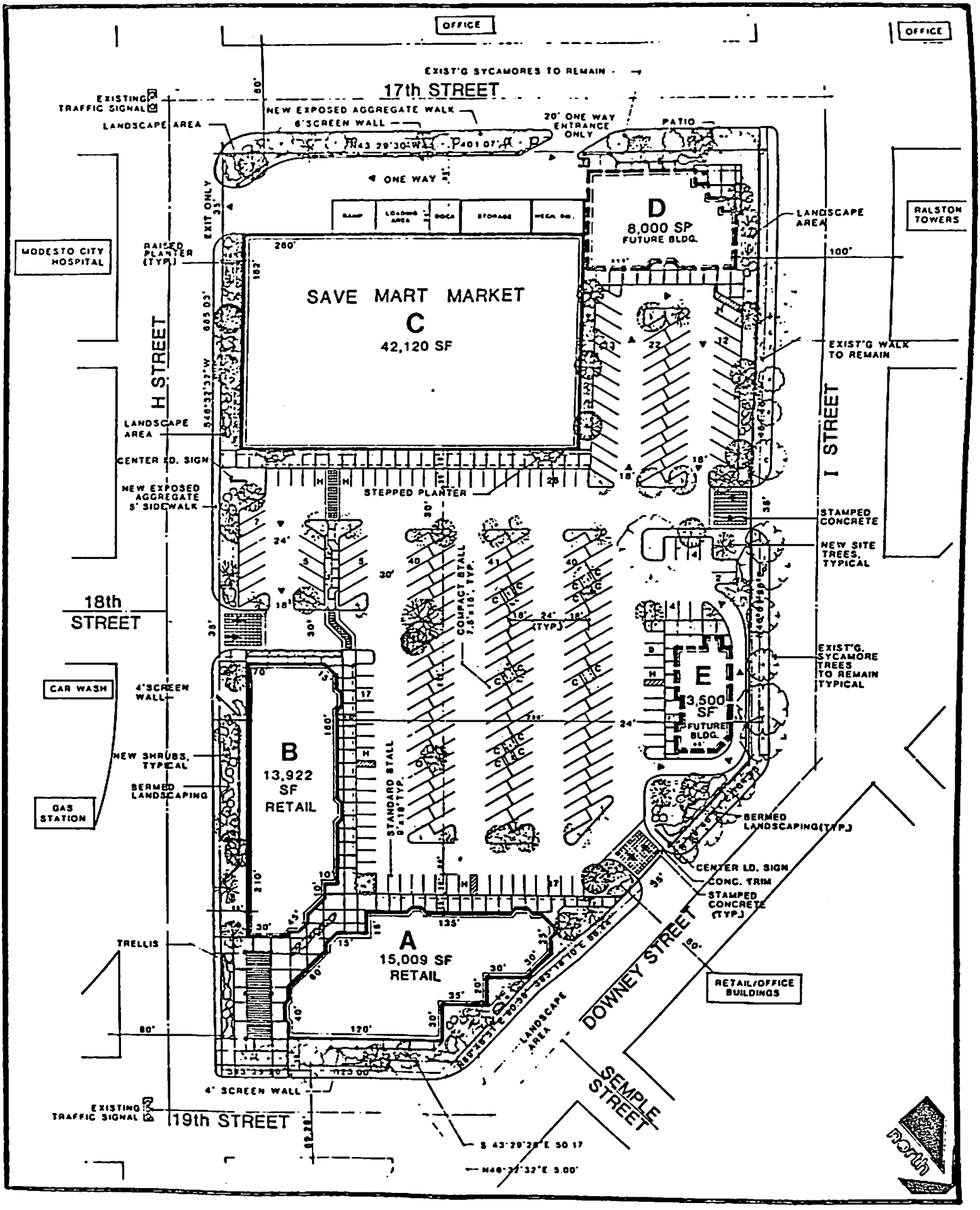

OFFICE
OFFICE
EXIST'G SYCAMORES TO REMAIN
17th STREET
EXISTING TRAFFIC SIGNAL
NEW EXPOSED AGGREGATE WALK
6' SCREEN WALL
LANDSCAPE AREA
20' ONE WAY ENTRANCE ONLY
PATIO
ONE WAY
EXIT ONLY
D
8,000 SF
FUTURE BLDG.
LANDSCAPE AREA
RALSTON TOWERS
MODESTO CITY HOSPITAL
RAISED PLANTER (TYP.)
SAVE MART MARKET
C
42,120 SF
EXIST'G WALK TO REMAIN
H STREET
I STREET
LANDSCAPE AREA
CENTER ID. SIGN
NEW EXPOSED AGGREGATE 5' SIDEWALK
STEPPED PLANTER
STAMPED CONCRETE
NEW SITE TREES, TYPICAL
18th STREET
COMPACT STALL
STANDARD STALL
EXIST'G. SYCAMORE TREES TO REMAIN TYPICAL
CAR WASH
4' SCREEN WALL
E
3,500 SF
FUTURE BLDG.
NEW SHRUBS, TYPICAL
B
13,922 SF RETAIL
BERMED LANDSCAPING
GAS STATION
BERMED LANDSCAPING (TYP.)
CENTER ID. SIGN
CONC. TRIM
STAMPED CONCRETE (TYP.)
TRELLIS
A
15,009 SF RETAIL
DOWNEY STREET
RETAIL/OFFICE BUILDINGS
LANDSCAPE AREA
4' SCREEN WALL
EXISTING TRAFFIC SIGNAL
19th STREET
SEMPLE STREET
S 43°29'28" E 50.17
N48°32'32"E 5.00'
North

Exhibit A

MODESTO CITY COUNCIL
RESOLUTION NO. 87-644

A RESOLUTION VACATING AND ABANDONING THE FIVE-FOOT PUBLIC WALKWAY IN BLOCK 1222 BETWEEN 1437 AND 1505 BRANNON AVENUE, AT COOLIDGE AVENUE, IN THE CITY OF MODESTO.

WHEREAS, the City Council of the City of Modesto adopted Resolution No. 87-525 on June 23, 1987, declaring its intention to vacate and abandon the five-foot public walkway in Block 1222 between 1437 and 1505 Brannon Avenue, at Coolidge Avenue, in the City of Modesto, County of Stanislaus, State of California, which said resolution is hereby referred to and incorporated herein by such reference, and

WHEREAS, said Resolution of Intention set Tuesday, July 14, 1987, which hearing was then continued to July 28, 1987, at 7:30 o'clock p.m., in the Council Chambers, 801 11th Street, Modesto, California, as the time and place for a hearing on said matter, and

WHEREAS, the City Clerk published the date, place and hour of the hearing of the proposed vacation, once each week for two (2) successive weeks prior to said hearing, in the Modesto Bee, the official newspaper of the City of Modesto, and

WHEREAS, the Director of Planning and Community Development of the City of Modesto has caused notices of said proposed walkway vacation to be posted conspicuously along the line of the walkway proposed to be vacated at least fourteen (14) days before the date of said hearing in the manner specified by law, and

WHEREAS, said hearing was held on Tuesday, July 28, 1987, at 7:30 o'clock p.m. in the Council Chambers, 801 11th Street, Modesto, California, at which time all persons interested in or objecting to the

proposed vacation were afforded the opportunity to appear, and

WHEREAS, all things and acts necessary to be done as required by Division 9, Part 3, of the Streets and Highways Code in order to vacate the public walkway in Block 1222 between 1437 and 1505 Brannon Avenue, at Coolidge Avenue, in the City of Modesto, County of Stanislaus, State of California, have been done and accomplished, and

WHEREAS, the Council finds and declares that said five-foot public walkway in Block 1222 between 1437 and 1505 Brannon Avenue, at Coolidge Avenue, in the City of Modesto is unnecessary for present or prospective walkway purposes and that the abandonment thereof is in the public interest for the following reasons:

1. The walkway is not necessary to serve present or future pedestrian needs in the area.

2. The walkway has created a problem for adjacent property owners due to misuse, vandalism, and property damage.

3. The increase in vehicular traffic through the alley traveling on the west side of the walkway results in a potential hazard for pedestrians traveling through the walkway.

4. The retention of public utility easements across the walkway right-of-way is necessary to serve existing and future utility lines.

and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, the Council of the City of Modesto hereby orders and declares the vacation and abandonment of the five-foot public walkway in Block 1222 between 1437 and 1505 Brannon Avenue, at Coolidge Avenue, in the City of

Modesto, County of Stanislaus, State of California, which is more particularly shown on the map entitled "Vacate & Abandon the 5' Walkway in Block 1222 LD 87-G", dated June 15, 1987, and on file in the office of the City Clerk, and more particularly described on the attached Exhibit "A" which is hereby made a part hereof by such reference, subject to the following conditions:

1. That within 90 days following final abandonment by the City Council the recipients of the abandoned area shall construct fencing across the Brannon Avenue opening of the walkway no closer to the 15-foot building setback line and across the alley opening at the property line.

2. That prior to final abandonment action by the City Council the recipients of the abandoned area shall agree in writing to comply with all conditions of abandonment imposed by the Council. Said agreement shall be in a form approved by the City Attorney.

3. That public utility easements shall be retained as approved by the Director of Engineering Services.

BE IT FURTHER RESOLVED that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to the vacation and abandonment of the five-foot public walkway in Block 1222 between 1438 and 1505 Brannon Avenue, at Coolidge Avenue, in the City of Modesto, County of Stanislaus, State of California.

BE IT FURTHER RESOLVED that the City Clerk shall cause a certified copy of this resolution, attested under the seal of the City, to be recorded in the office of the County Recorder of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of July, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

APPROVED AS TO DESCRIPTION:

By John R. Christiansen
Engineering Services Department

June 15, 1987

LD 87-G
Parcel 1222-1

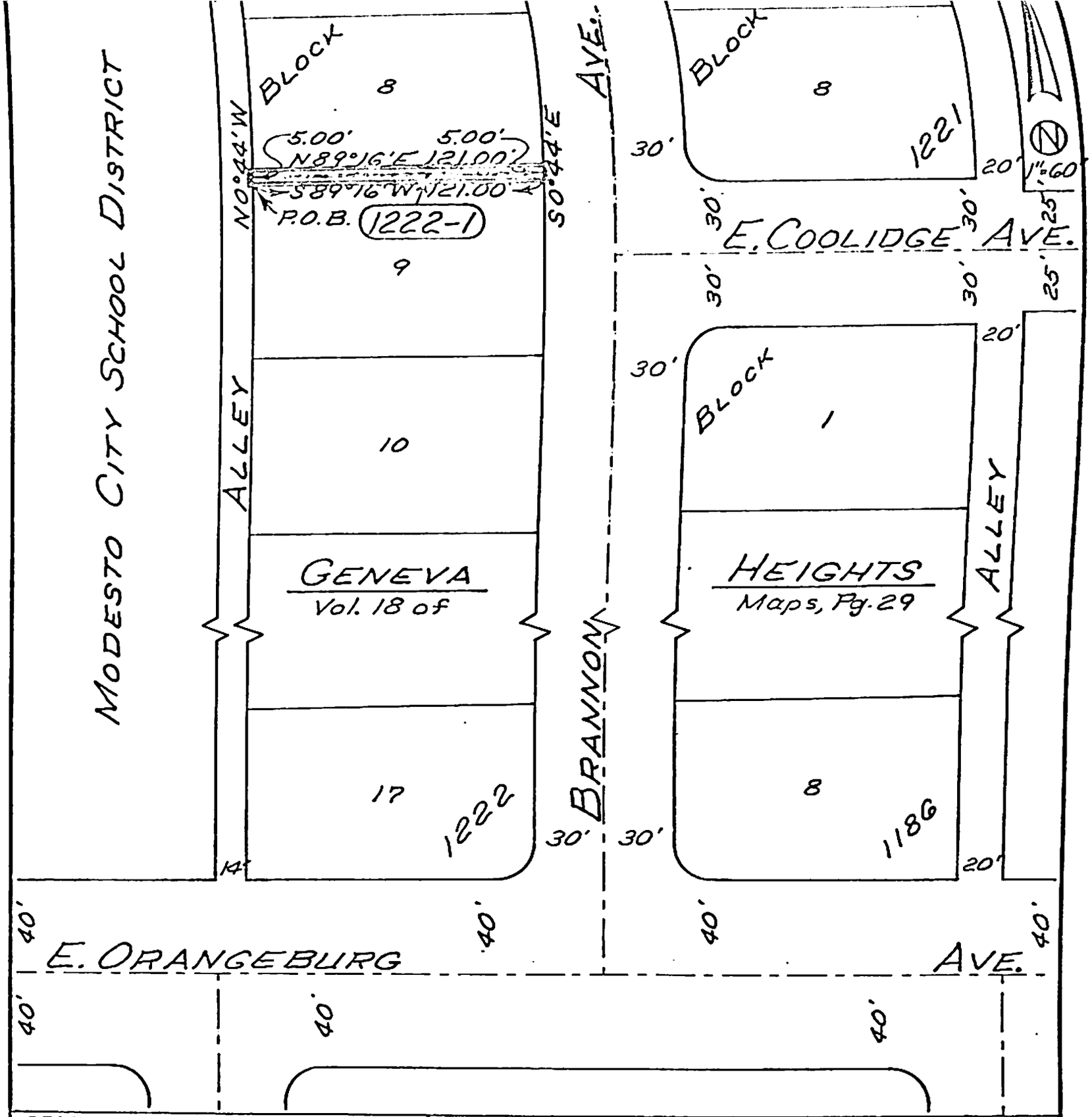
VACATE AND ABANDON THE 5-FOOT WALKWAY IN BLOCK 1222

All that real property in the State of California, County of Stanislaus, City of Modesto, being a portion of the Northeast quarter of Section 21, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at the Northwestern corner of Lot 9 in Block 1222 of the GENEVA HEIGHTS Subdivision, as per map filed June 23, 1955 in Volume 18 of Maps, Page 29, Stanislaus County Records, said point being on the Eastern line of a 14.00 foot alley; thence along said Eastern line of the 14.00 foot alley, North 00° 44' West, 5.00 feet, to the Southwestern corner of Lot 8 in Block 1222 of said Geneva Heights Subdivision; thence along the Southern line of said Lot 8 in Block 1222, North 89° 16' East, 121.00 feet, to the Southeastern corner of Lot 8 and a point on the Western line of 60.00 foot Brannon Avenue; thence along said Western line of Brannon Avenue, South 00° 44' East, 5.00 feet, to the Northeastern corner of Lot 9 in Block 1222 of Geneva Heights Subdivision; thence along the Northern line of Lot 9 in Block 1222, South 89° 16' West, 121.00 feet, to the point of beginning.

RESERVING all of the above as a Public Utilities Easement.

EXHIBIT "A"




| | | | |
|---|---|---|---|
| RECOMMENDED BY: | | DATE | BY |
| JERRY H. BUTLER | | | |
| CITY OF MODESTO<br>DEPARTMENT OF ENGINEERING | VACATE AND ABANDON THE 5-FOOT WALKWAY IN BLOCK 1222<br>LD 87-G | FLD. BK. & PG. | |
| ALFRED KAUFMAN DIRECTOR<br>R.E. 6743 | | W. O. NO. | |
| DATE June 15, 1987 / DRAWN J Christiansen / CHECKED | | FILE NUMBER 4-A-707 | |

MODESTO CITY COUNCIL
RESOLUTION NO. 87-645

A RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO ANNEXING TERRITORY TO THE MODESTO MUNICIPAL SEWER DISTRICT NO. 1 AND FIXING AND DETERMINING ITS BOUNDARIES. (FINCH NO. 1 ANNEXATION - OUTSIDE CITY LIMITS)

WHEREAS, the Council (herein called the "Council") of the City of Modesto (herein called the "City") heretofore on August 15, 1966, duly adopted Resolution No. 66-543, which was recorded in the office of the County Recorder of Stanislaus County on August 16, 1966, and which established the Modesto Municipal Sewer District No. 1, and

WHEREAS, the Council heretofore on June 16, 1987, duly adopted Resolution No. 87-484 (herein called the "resolution") determining that the public interest and convenience require that certain territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 238, which area is located outside the City limits, be annexed, and naming a time and place for hearing on annexation of the territory proposed to be annexed and providing for notice thereof, and

WHEREAS, the resolution, together with the names of the members of the Council voting for and against it, was posted, mailed to property owners in the area proposed to be annexed and published in the time, form and manner required by the resolution and by the Community Facilities Law of 1911 (California Health and Safety Code Section 4600, et seq., herein called the "law") as evidenced by the affidavit of posting and mailing and the affidavit of publication of the resolution on file in the office of the City Clerk, and

WHEREAS, on Tuesday, July 28, 1987, at the hour of 7:30 p.m., at the Council Chambers, City Hall, 801 11th Street, Modesto, California, said hearing was duly held and no objections were presented to the Council to the annexation of the area proposed to be annexed or to the inclusion of any lands in the District except:

No objections.

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

SECTION 1. Any and all objections to the annexation of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 238 to the Modesto Municipal Sewer District No. 1 or to the inclusion of any lands in said annexation are hereby overruled.

SECTION 2. The Council hereby determines that no territory or land is included within the boundaries of the territory proposed to be annexed to said Modesto Municipal Sewer District No. 1 which will not be benefited by said district.

SECTION 3. The Council hereby annexes that certain territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 238, which area is located outside the City limits, to the Modesto Municipal Sewer District No. 1.

SECTION 4. The boundaries of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 238, which area is located outside the City limits, which is hereby annexed to the Modesto Municipal Sewer District No. 1, are hereby established, fixed and finally determined to be as attached hereto and made a part hereof as though set forth in full herein.

SECTION 5. This resolution is adopted and all proceedings for the annexation of territory to the District shall be taken, pursuant to the law.

SECTION 6. A certified copy of this resolution shall be recorded in the Office of the County Recorder of Stanislaus County. Upon such recordation, the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 238, which area is located outside the City limits, shall be deemed annexed to the Modesto Municipal Sewer District No. 1. Certified copies of this resolution, certified by the City Clerk, together with a map or plat showing the boundaries of the territory annexed, shall be filed by the City Clerk with the County Assessor of Stanislaus County, the County Clerk of Stanislaus County and the State Board of Equalization, Sacramento, California.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28 day of July, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

APPROVED AS TO DESCRIPTION:

By John L. Christiansen
Engineering Services

RB WELTY, CE PE LS
F J REICHMUTH CE SE
RL SADMORE LS

Modesto, California 95353-1724

Area Code 209
526-1515

April 28, 1987 File No. 5659

REVISED

BLI/RACOR ANNEXATION
to the City of Modesto Sewer District

All that certain piece or parcel of land being a portion of Sections 1 & 2, Township 4 South, Range 9 East, and Sections 5 & 6, Township 4 South, Range 10 East, Mount Diablo Meridian, County of Stanislaus, State of California, more particularly described as follows:

BEGINNING at the corner common to Sections 35 & 36, Township 3 South, Range 9 East, and said Sections 1 & 2, Township 4 South, Range 9 East, Mount Diablo Meridian, said point lying on the South right-of-way line of a 70.00 foot wide road known as Finch Road;

Thence North 89° 20' 09" East along the line common to said Sections 36 & 1, a distance of 5,291.67 feet to the corner common to Section 36, Township 3 South, Range 9 East, Section 31, Township 3 South, Range 10 East, Section 1, Township 4 South, Range 9 East & Section 6, Township 4 South, Range 10 East;

Thence North 89° 27' 40" East along the line common to said Sections 31 & 6, a distance of 2,755.91 feet to the quarter corner common to said Sections 31 & 6;

Thence continuing along the line common to said Sections 31 & 6, North 89° 28' 01" East a distance of 2,630.58 feet to the corner common to Sections 31 & 32, Township 3 South, Range 10 East, and Sections 5 & 6, Township 4 South, Range 10 East;

Thence Easterly along the line common to said Sections 32 & 5 a distance of 574 feet, more or less, to the intersection of said Section line with the Northerly line of the Proposed Parkway along the Northerly side of the Tuolumne River;

Thence leaving said Section line and proceeding along the Northerly line of said Parkway the following courses and distances:

South 67° 30' West; 991.27 feet;
North 81° 45' West; 305 feet;
South 47° 20' West; 410 feet;
South 67° 35' West; 390 feet;
South 62° 50' West; 265 feet;
South 57° 50' West; 435 feet;
South 61° 20' West; 160 feet;
South 82° 45' West; 240 feet;
North 84° 50' West; 135 feet;
North 65° 45' West; 120 feet;
North 84° 00' West; 100 feet;

South 57° 20' West; 2,340 feet;
South 88° 30' West; 2,810 feet;
North 85° 40' West; 3,110 feet, more or less, to a point on the Easterly right-of-way line of a 200.00 foot wide road known as Mitchell Road;

Thence leaving the Northerly line of said Parkway and proceeding along last said right-of-way line the following courses and distances:

North 0° 27' 41" East; 325 feet;
Northwesterly along a curve concave to the Southwest (central angle = 56° 23' 00"; radius = 1,400.00 feet) an arc distance of 1,377.70 feet;

North 55° 55' 19" West; 193.91 feet;

Thence leaving last said right-of-way line and proceeding North 1° 04' 54" West a distance of 537.07 feet to a point on the above mentioned South right-of-way line of Finch Road and the line common to said Sections 2 & 35;

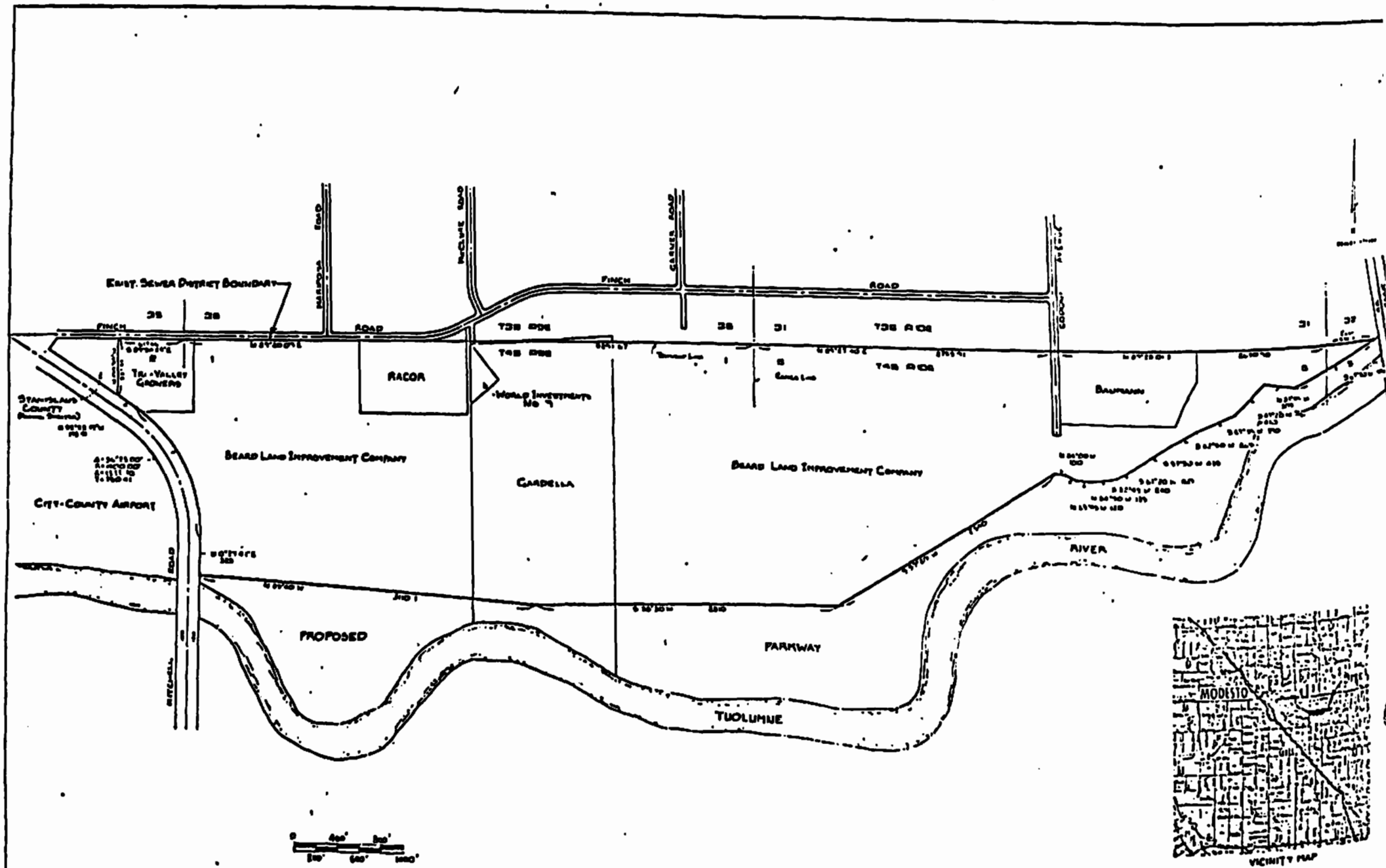
Thence South 89° 50' 24" East along last said right-of-way line and Section line, a distance of 617.66 feet to the TRUE POINT OF BEGINNING.

SUBJECT TO all easements and rights-of-way of record.

Containing 458.7 Acres, more or less.

Richard L. Skidmore
LS 3580

LICENSED LAND SURVEYOR
RICHARD L. SKIDMORE
NO. 3580
STATE OF CALIFORNIA




| REVISIONS | | | |
|---|---|---|---|
| NO. | DESCRIPTION | BY | DATE |
| 1 | ENCLUDE ANIMAL SHELTER | | |

**R. B. WELTY & ASSOCIATES, INC.** CIVIL ENGINEERS

821 15TH STREET
MODESTO, CALIFORNIA 95354
(209) 526-1515

B.L.I.-RACOR ANNEXATION TO THE CITY OF MODESTO SEWER DISTRICT
SECS. 1 & 2, T4S, R9E AND SECS. 9 & 16, T4S, R10E, MDM

MODESTO CITY COUNCIL
RESOLUTION NO. 87-646

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE RECONSTRUCTION OF PUMP STATION NO. 7

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

SECTION 1. The plans and specifications for the reconstruction of Pump Station No. 7

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on August 18, 1987 at 11:00 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of July, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-647

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING MAUGET TREE INJECTICIDE

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

SECTION 1. The plans and specifications for furnishing mauget tree injecticide

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on August 18, 1987 at 3:00 p.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of July, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-648

A RESOLUTION ACCEPTING THE BID OF GEORGE REED, INC. FOR THE SYLVAN AVENUE OVERLAY FROM COFFEE ROAD TO PALMWOOD DRIVE

WHEREAS, Resolution No. 87-552, adopted by the Council of the City of Modesto on July 7, 1987, approved the plans and specifications for the Sylvan Avenue overlay from Coffee Road to Palmwood Drive and authorized the calling for bids; and

WHEREAS, the bids received for the Sylvan Avenue overlay from Coffee Road to Palmwood Drive were opened at 11:05 a.m. on July 21, 1987, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of George Reed, Inc. in the amount of $148,888.88 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of George Reed, Inc. in the amount of $148,888.88 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of July, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-649

A RESOLUTION ACCEPTING THE BID OF GEORGE REED, INC. FOR THE RESURFACING OF TULLY ROAD BETWEEN LEONARD AVENUE AND BRIGGSMORE AVENUE

WHEREAS, Resolution No. 87-548, adopted by the Council of the City of Modesto on July 7, 1987, approved the plans and specifications for the resurfacing of Tully Road between Leonard Avenue and Briggsmore Avenue and authorized the calling for bids; and

WHEREAS, the bids received for the resurfacing of Tully Road between Leonard Avenue and Briggsmore Avenue were opened at 11:15 a.m. on July 21, 1987, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of George Reed, Inc. in the amount of $174,444.44 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of George Reed, Inc. in the amount of $174,444.44 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 July, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-650

A RESOLUTION ACCEPTING THE BID OF ISCO, INC. FOR FURNISHING SEVEN AUTOMATIC WATER SAMPLERS

WHEREAS, Resolution No. 87-503, adopted by the Council of the City of Modesto on June 23, 1987, approved the plans and specifications for the purchase of seven automatic water samplers

and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of seven automatic water samplers

were opened at 3:00 p.m. on July 14, 1987, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of ISCO, Inc. in the amount of $17,643

be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of ISCO, Inc. in the amount of $17,643

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 July, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Mayor Mensinger |

ATTEST: Norrine Coyle

NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-651

A RESOLUTION ACCEPTING THE BID OF GRANITE CONSTRUCTION COMPANY FOR THE TERMINAL APRON EXPANSION, RUNWAY 10L BLAST PAD, EXIT TAXIWAYS "C" AND "E" AT THE MODESTO CITY-COUNTY AIRPORT

WHEREAS, Resolution No. 87-504, adopted by the Council of the City of Modesto on June 23, 1987, approved the plans and specifications for the terminal apron expansion, runway 10L blast pad, exit taxiways "C" and "E" at the Modesto City-County Airport, and authorizing the calling for bids; and

WHEREAS, the bids received for the terminal apron expansion, runway 10L blast pad, exit taxiways "C" and "E" at the Modesto City-County Airport were opened at 11:05 a.m. on July 14, 1987, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of Granite Construction Company in the amount of $332,199.50 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Granite Construction Company in the amount of $332,199.50 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of July, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-652

A RESOLUTION ACCEPTING THE INSTALLATION OF SIPHERD PARK PLAY APPARATUS AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering, that the Sipherd Park play apparatus

has been completed by Tri County Builders

in accordance with the contract agreement dated September 23, 1986.

NOW, THEREFORE, BE IT RESOLVED that the Sipherd Park play apparatus

be accepted from said contractor, Tri County Builders;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $39,165 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of July, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-653

A RESOLUTION ACCEPTING THE FAIRWAY NEIGHBORHOOD PARK SOCCER FIELD AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering , that the Fairway Neighborhood Park soccer field

has been completed by Rolfe Construction, Inc.
in accordance with the contract agreement dated March 4, 1986 .

NOW, THEREFORE, BE IT RESOLVED that the Fairway Neighborhood Park soccer field

be accepted from said contractor, Rolfe Construction, Inc. ; that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $536,091.59 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of July, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-654

A RESOLUTION ACCEPTING THE BOISE AVENUE WATERLINE EXTENSION AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering, that the Boise Avenue waterline extension

has been completed by Clyde Wheeler Pipeline

in accordance with the contract agreement dated June 2, 1987.

NOW, THEREFORE, BE IT RESOLVED that the Boise Avenue waterline extension

be accepted from said contractor, Clyde Wheeler Pipeline;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $35,108.75 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of July, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-655

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND PAUL AND CECELIA LAVINE FOR WATER SERVICE TO PROPERTY OUTSIDE CITY LIMITS AT 3016 OAKDALE ROAD

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Paul and Cecelia LaVine for water service to property outside City limits at 3016 Oakdale Road between Floyd and Sylvan

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of July, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-656

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND** CREATIVE ALTERNATIVES/SENIOR AIDES PROGRAM FOR THE 1986-87 FISCAL YEAR FOR FUNDING UNDER THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Creative Alternatives/ Senior Aides Program for the 1986-87 fiscal year for funding under the Community Development Block Grant Program

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of July, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-657

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND** CREATIVE ALTERNATIVES/SENIOR AIDES PROGRAM FOR THE 1987-88 FISCAL YEAR FOR FUNDING UNDER THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM

**BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and** Creative Alternatives/ Senior Aides Program for the 1987-88 fiscal year for funding under the Community Development Block Grant Program

**be, and it is hereby approved.**

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

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 28th **day of** July, **19** 87, **by Councilmember** Lang, **who moved its adoption, which motion being duly seconded by Councilmember** Whiteside, **was upon roll call carried and the resolution adopted by the following vote:**

| | | |
|---|---|---|
| **AYES:** | **Councilmembers:** | Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton |
| **NOES:** | **Councilmembers:** | None |
| **ABSENT:** | **Councilmembers:** | Mayor Mensinger |

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-658

A RESOLUTION APPROVING AMENDED AGREEMENT BETWEEN THE CITY OF MODESTO AND HYE INVESTMENTS FOR ADDITIONAL OFFICE SPACE AT THE HOUSING PROGRAM OFFICE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the amended agreement between the City of Modesto and Hye Investments for additional office space at the Housing Program Office, 401 "H" Street

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of July, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-659

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND** METCALF & EDDY, INC., CONSULTING ENGINEERS, FOR PROGESSIONAL SERVICES ON 1987 LAND TREATMENT TEST PROGRAM

**BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and** Metcalf & Eddy, Inc., consulting engineers, for professional services on 1987 Land Treatment Test Program

**be, and it is hereby approved.**

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

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 28th **day of** July, **19** 87, **by Councilmember** Lang, **who moved its adoption, which motion being duly seconded by Councilmember** Whiteside, **was upon roll call carried and the resolution adopted by the following vote:**

| | | |
|---|---|---|
| **AYES:** | **Councilmembers:** | Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton |
| **NOES:** | **Councilmembers:** | None |
| **ABSENT:** | **Councilmembers:** | Mayor Mensinger |

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-660

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND** GREAT AMERICAN INSURANCE COMPANY FOR RENEWAL OF THE INLAND MARINE INSURANCE POLICY FOR THE POLICY YEAR 8/6/87 - 8/6/88

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Great American Insurance Company for renewal of the Inland Marine Insurance Policy for the policy year 8/6/87 - 8/6/88

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of July, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-661

A RESOLUTION APPROVING THE LOCAL AGENCY FORMATION COMMISSION "CITY ANNEXATION QUESTIONNAIRE" FOR BRET HARTE SOUTH REORGANIZATION

BE IT RESOLVED by the Council of the City of Modesto that the attached Local Agency Formation Commission "City Annexation Questionnaire" for Bret Harte South Reorganization Annexation is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of July, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

1. Name of City Modesto

2. Name of Proposed Reorganization Bret Harte South

3. Can the City provide complete City Services to the reorganization area if the proposal is approved?

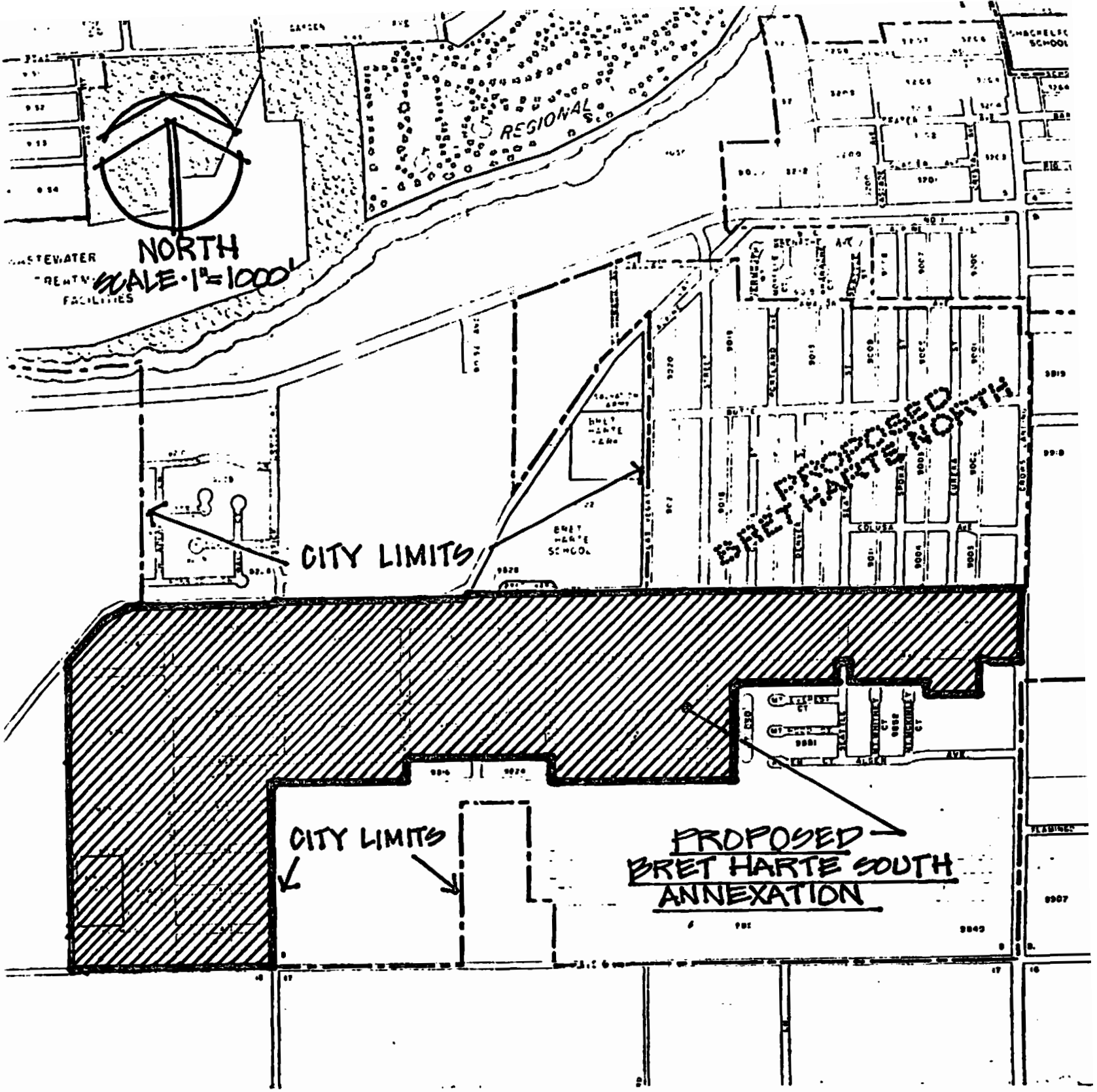
Yes

4. If the proposal is approved, are there any conditions the City would like LAFCO to impose?

No

5. Other comments the City would like to make.

None




# PROPOSED
# BRET HARTE SOUTH
# REORGANIZATION

MODESTO CITY COUNCIL
RESOLUTION NO. 87-662

A RESOLUTION APPROVING THE LOCAL AGENCY FORMATION COMMISSION "CITY ANNEXATION QUESTIONNAIRE" FOR BRET HARTE NORTH REORGANIZATION

BE IT RESOLVED by the Council of the City of Modesto that the attached Local Agency Formation Commission "City Annexation Questionnaire" for the Bret Harte North Reorganization Annexation is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of July, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

1. Name of City Modesto

2. Name of Proposed Reorganization Bret Harte North

3. Can the City provide complete City Services to the reorganization area if the proposal is approved?

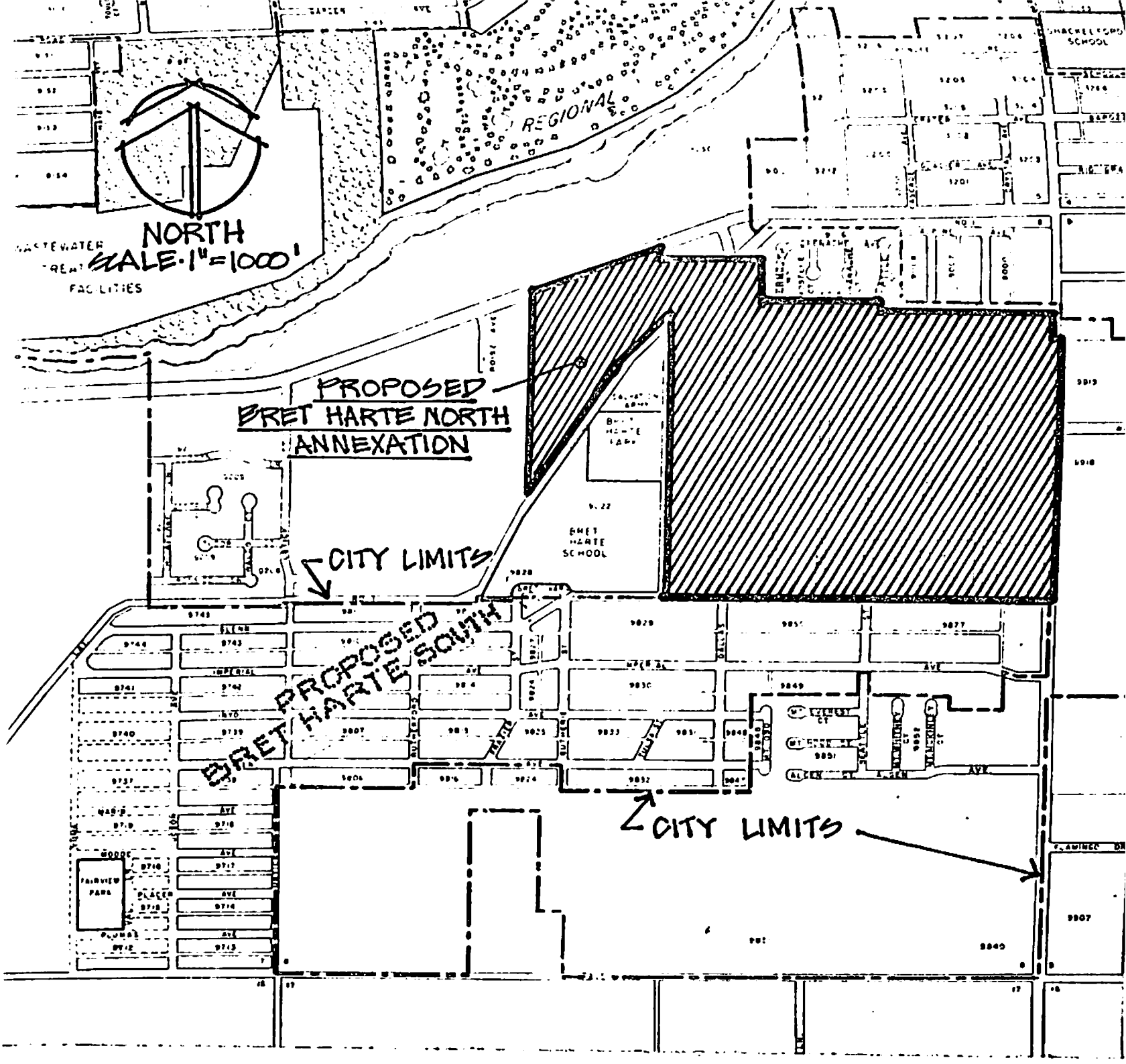
Yes

4. If the proposal is approved, are there any conditions the City would like LAFCO to impose?

No

5. Other comments the City would like to make.

No




# PROPOSED
# BRET HARTE NORTH
# REORGANIZATION

MODESTO CITY COUNCIL
RESOLUTION NO. 87-663

A RESOLUTION APPROVING THE LOCAL AGENCY FORMATION COMMISSION "CITY ANNEXATION QUESTIONNAIRE" FOR LAUREL AVENUE NO. 3 REORGANIZATION

BE IT RESOLVED by the Council of the City of Modesto that the attached Local Agency Formation Commission "City Annexation Questionnaire" for the Laurel Avenue No. 3 Reorganization Annexation is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of July, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

1. Name of City Modesto

2. Name of Proposed Reorganization Laurel Avenue No. 3

3. Can the City provide complete City Services to the reorganization area if the proposal is approved?

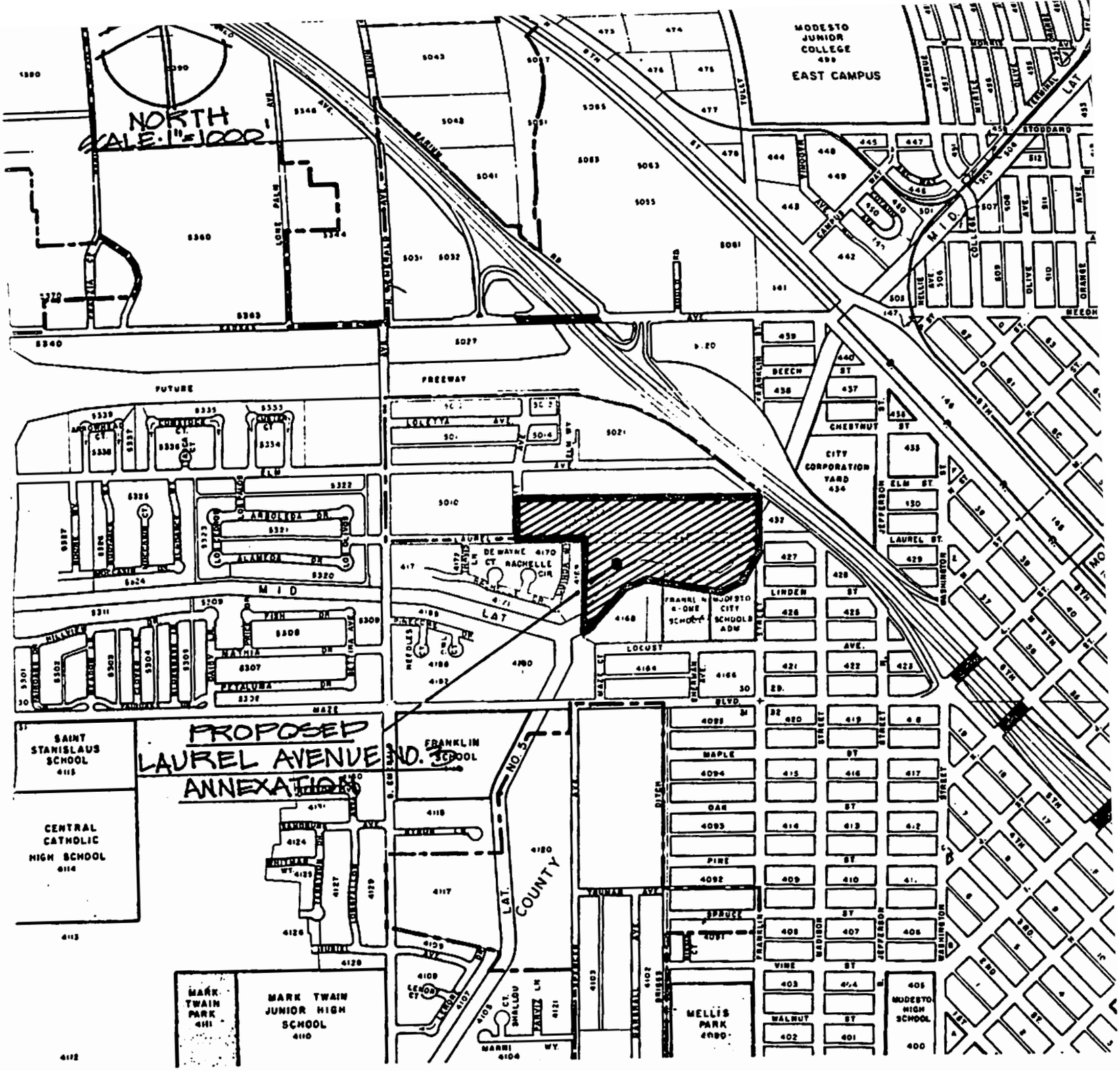
Yes

4. If the proposal is approved, are there any conditions the City would like LAFCO to impose?

No

5. Other comments the City would like to make.

None




# PROPOSED
# LAUREL AVENUE NO. 3
# REORGANIZATION

MODESTO CITY COUNCIL
RESOLUTION NO. 87-664

A RESOLUTION ORDERING THE CARVER ROAD NO. 3 REORGANIZATION TO THE CITY OF MODESTO (UNINHABITED).

WHEREAS, the Stanislaus County Local Agency Formation Commission by Resolution dated July 15, 1987, approved the proposed Carver Road No. 3 Reorganization to the City of Modesto upon condition that it be processed as a reorganization pursuant to the provisions of the Government Code of the State of California, and designated said Reorganization the Carver Road No. 3 Reorganization, and

WHEREAS, the Stanislaus County Local Agency Formation Commission by said resolution found that the territory included in the proposed Carver Road No. 3 Reorganization is uninhabited territory, and

WHEREAS, the Stanislaus County Local Agency Formation Commission by said resolution ordered that said Reorganization consist of (a) the annexation of said territory to the City of Modesto; (b) the detachment of said territory from the Salida Fire Protection District; and (c) the annexation of said territory to the Modesto Municipal Sewer District No. 1, and

WHEREAS, the Stanislaus County Local Agency Formation Commission on July 15, 1987, ordered that a negative declaration, including mitigation measures, be filed as to the environmental impact of the subject Reorganization, and

WHEREAS, the Stanislaus County Local Agency Formation Commission by said resolution designated, pursuant to Section 56852 of the Government Code of the State of California, the City of Modesto as the conducting authority to initiate reorganization proceedings for said Reorganization, and authorized the Council of the City of Modesto to proceed without notice, hearing, or election pursuant to Section 56837 of the Government Code of the State of California, and

WHEREAS, the reasons for this annexation are as follows:

In order to make the full range of City services available to serve the proposed development in the area.

WHEREAS, the regular county assessment roll is utilized by the City of Modesto,

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

1. All requirements of the Cortese/Knox Local Government Reorganization Act of 1985 have been complied with.

2. That the area or territory designated as the Carver Road No. 3 Reorganization is more particularly described on Exhibit A attached hereto and made a part hereof by reference as though set forth in full herein.

3. Said territory is hereby annexed to and made a part of the City of Modesto.

4. Said territory is hereby detached from the Salida Fire Protection District.

5. Said territory is hereby annexed to the Modesto Municipal Sewer District No. 1. Said territory shall be subject to the authorized or existing bonded indebtedness of the Sewer district.

BE IT FURTHER RESOLVED that the City Clerk of the City of Modesto is hereby directed to immediately make, under the seal of said City of Modesto, a certified copy of this resolution, stating the date of its passage and to obtain such further documentation as is required by law. The City Clerk is further directed to transmit the aforesaid documents to the Executive Officer of the Stanislaus County Local Agency Formation Commission together with payment of applicable fees required by Section 54902.5 of the California Government Code.

BE IT FURTHER RESOLVED that pursuant to Section 57202 of the California Government Code, this Reorganization shall be effective on the date of execution of the certificate of completion by the Executive Officer of the Stanislaus County Local Agency Formation Commission.

BE IT FURTHER RESOLVED that the negative declaration as to the environmental impact of this Reorganization has been reviewed and considered.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28 day of July, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

APPROVED AS TO DESCRIPTION:

By John L. Christensen
Engineering Services Department

CARVER ROAD NO. 3
REORGANIZATION
TO THE CITY OF MODESTO

D E S C R I P T I O N

All that real property in the State of California, County of Stanislaus, lying in Section 7, Township 3 South, Range 9 East, Mount Diablo Base and Meridian described as follows:

BEGINNING at a point on the existing City Limits as established by the Northeastern corner of the STANDIFORD-SNYDER ADDITION, as per description filed September 20, 1977 as Instrument 18800, Stanislaus County Records, said point being on the centerline of a 40.00 foot public road known as Snyder Road, said point also being on the North line of said Section 7; thence leaving the existing City Limits and along said North line of Section 7, South 88° 47'00" East, 1261.01 feet to the East line of a 40.00 foot public road know as Carver Road; thence along said East line of Carver Road, South 0° 41'50" East, 112.24 feet to a point on the South line of Modesto Irrigation District Lateral No. 6, said point being also on the North line of the existing City Limits as established by the NORTH CARVER NO. 1 ADDITION, filed May 7, 1975 as Instrument 42963, Stanislaus County Records; thence along said North City Limits line, North 88° 48'20" West, 20.01 feet, to the northwest corner of said NORTH CARVER NO. 1 ADDITION, being also on the centerline of said Carver road; thence along the West boundary of said NORTH CARVER NO. 1 ADDITION and the boundary of STANDIFORD-CARVER NO. 1 ADDITION, filed September 12, 1974 as Instrument 10197, Stanislaus County Records, South 0° 41'50" East 957.03 feet to a corner of said boundary of STANDIFORD-CARVER NO. 1 ADDITION; thence along said boundary of STANDIFORD-CARVER NO. 1 ADDITION the following three (3) courses:

1. North 88° 56'25" West, 365.00 feet
2. North 0° 41'50" West, 157.00 feet, and
3. North 88° 56'25" West, 955.42 feet

to the Northwest corner of said STANDIFORD-CARVER NO. 1 ADDITION, said corner being also on the East line of aforementioned STANDIFORD-SNYDER ADDITION; thence along said East line of STANDIFORD-SNYDER ADDITION the following three (3) courses:

1. North 0° 42'30" West, 169.90 feet
2. Northeasterly 247.67 feet along a non-tangent curve concave to the Northwest, having a radius of 571.67 feet and a central angle of 24° 49'22", and
3. North 1° 21'30" East 505.72 feet

along a tangent line to the point of beginning, containing 28.02 Acres, more or less.

Exhibit A

MODESTO CITY COUNCIL
RESOLUTION NO. 87-665

A RESOLUTION INITIATING PROCEEDINGS FOR THE KANSAS AVENUE NO. 6 REORGANIZATION TO THE CITY OF MODESTO AND GIVING NOTICE OF TIME AND PLACE FOR HEARING PROTESTS THERETO. (PETITION INITIATED - INHABITED)

WHEREAS, a petition signed by owners of land within that certain territory known as the Kansas Avenue No. 6 Reorganization was filed with the Stanislaus County Local Agency Formation Commission for its consideration and approval, and

WHEREAS, the Stanislaus County Local Agency Formation Commission conducted a public hearing on the proposed Kansas Avenue No. 6 Reorganization to the City of Modesto and by Resolution No. 87-23 dated June 17, 1987, approved said reorganization to the City of Modesto upon condition that it be processed as a reorganization pursuant to the provisions of Section 56852 of the Government Code of the State of California and designated said reorganization the Kansas Avenue No. 6 Reorganization, and

WHEREAS, the Stanislaus County Local Agency Formation Commission by said resolution ordered that said reorganization consist of (a) the annexation of said territory to the City of Modesto; (b) the detachment of said territory from the Woodland Fire Protection District; and (c) the annexation of said territory to the Modesto Municipal Sewer District No. 1, and

WHEREAS, said City of Modesto and districts are located in the County of Stanislaus, and

WHEREAS, the Chief Petitioners requesting said annexation as set forth in the application filed with the Commission are:

Eddie and Frieda Inderbitzin, 1609 Kansas Avenue

James and Evelyn Nevitt, 1842 Vivian Road

Frank and Louise Burnett, 2220 Temperate

Allan Grant, 4101 Kansas Avenue

and

WHEREAS, the Stanislaus County Local Agency Formation Commission designated the proposed reorganization as the Kansas Avenue No. 6 Reorganization to the City of Modesto, and the exterior boundaries thereof are set forth in the description attached hereto as Exhibit A and made a part hereof by reference.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that notice is hereby given that the 25th day of August, 1987, at the hour of 7:30 o'clock p.m., in the Council Chambers at the City Hall, located at 801 11th Street, in the City of Modesto, be and is hereby fixed as the time and place for considering said reorganization, at which time and place any owner of land within the territory or any registered voter residing within the territory desiring to make written protest against said reorganization may do so by written communication filed with the City Clerk not later than the hour set for the hearing.

BE IT FURTHER RESOLVED that:

1. The City Clerk shall cause a copy of this resolution to be published at least once in The Modesto Bee, a newspaper of general circulation, published in the City of Modesto and in the County of Stanislaus and being the official newspaper of the City of Modesto. Said publication shall be at least fifteen (15) Days prior to the date of the hearing.

2. The City Clerk shall also cause a copy of this resolution to be posted on or near the doors of the City Council Chambers or upon any official bulletin board customarily used for the purpose of posting public notices by or pertaining to the City Council. Posting shall be commenced at least fifteen (15) days prior to the date of the hearing and remain posted to the time of the hearing.

3. The City Clerk of the City of Modesto shall also cause a notice of the hearing to be mailed to:

(a) Any person who has filed his name and address with the City Clerk and has requested such mailed notice;

(b) The Chief Petitioners, if any, as indicated in the petition initiating proceedings;

(c) To each affected city, county, and district;

(d) To the Executive Officer of the Local Agency Formation Commission; and

(e) To all landowners owning land within the territory of the proposed reorganization.

(f) To all registered voters residing within the territory of the proposed reorganization area.

Mailed notice shall be sent first class and deposited, postage prepaid in the United States Mail and shall be made at least fifteen (15) days prior to the date of the hearing.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28 day of July, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

APPROVED AS TO DESCRIPTION:

By John R. Christensen
Department of Engineering Services

KANSAS AVENUE NO. 6
ANNEXATION
DESCRIPTION

All that real property being a portion of Section 25, Township 3 South, Range 8 East and Section 30, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, Stanislaus County, California, described as follows:

BEGINNING at a point on the existing city limit of the City of Modesto as established by Kansas Avenue No. 2 Annexation to the City of Modesto, said point being the centerline intersection of Carpenter Road and Kansas Avenue;

(1.) thence on said existing city limits and the centerline of 90 foot Carpenter Road, South 0°48'53" East, 20.00 feet to the easterly prolongation of the south line of present 50 foot wide Kansas Avenue;

(2.) thence leaving said existing city limit on said Kansas Avenue south line, North 89°45'30" West, 177.00 feet to the west quarter section corner of said Section 30;

(3.) thence continuing on said Kansas Avenue south line, South 88°50'00" West 326.94 feet to the northerly prolongation of the east line of Parcel "B" as shown on the map filed in Book 30 of Parcel Maps at Page 110, Stanislaus County Records;

(4.) thence on said northerly prolongation, South 0°21'52" East, 10.00 feet to the south line of present 60 foot wide Kansas Avenue;

(5.) thence on said south Kansas Avenue line, South 88°50'00" West, 475.27 feet to the northwest corner of Parcel "A" of said Book 30, Page 110 of Parcel Maps;

(6.) thence on the northerly prolongation of the west line of Parcel "A", North 0°02'55" West, 10.00 feet;

(7.) thence continuing on the south line of Kansas Avenue, South 88°50'00" West, 203.29 feet;

Approved as to description
ON June 29 87
BY [illegible]

Exhibit A

(8.) thence North 0°28'00" West, 1041.94 feet to the center of an irrigation ditch right-of-way as shown on the map of the Maze Colony as filed in Book 1 of Maps at Page 83, Stanislaus County Records;

(9.) thence on said centerline North 75°35'00" East, 14.51 feet to the southwest corner of Lot 1, Block No. 14 of Pleasant Homes as shown on the map filed in Book 9 of Maps at Page 67, Stanislaus County Records;

(10.) thence on the west line of said Lot 1, North 1°01'00" West, 260.24 feet to the centerline of present 55 foot wide Torrid Avenue and the present city limit of the City of Modesto as established by the Yellowstone-Temperate Addition to said city;

(11.) thence on said existing city limit line and centerline North 89°06'00" East, 660.00 feet to a west line of the Carpenter Road No. 2 Annexation to said City of Modesto.

(12.) thence on said existing city limit line, South 1°01'00" East 105.92 feet;

(13.) thence continuing on the existing city limit line, South 78°45'00" East, 240.37 feet;

(14.) thence continuing on the existing city limit line, South 57°59'04" East, 164.65 feet to the centerline of present 90 foot wide Carpenter Road;

(15.) thence continuing on the existing city limit line and centerline, North 12°17'36" West, 13.13 feet to the beginning of a curve concave to the northeast;

(16.) thence continuing on the existing city limit line and centerline on said curve having a radius of 2000 feet and a central angle of 3°01'04" an arc distance of 105.34 feet to the southwest corner of the Carpenter-Woodland No. 1 Addition of the City of Modesto;

(17.) thence on said existing city limit line, South 89°48'30" East, 419.11 feet to the west line of the Reno Avenue Annexation to the City of Modesto;

Approved as to description

ON June 29-87

BY S.F. Miller

(18.) thence on said existing city limit line, South 0°53'15" East, 278.56 feet to a southwest corner of the Reno Avenue No. 2 Annexation to the City of Modesto;

(19.) thence on said existing city limit line, South 83°30'25" East, 29.56 feet;

(20.) thence continuing on the existing city limit line, South 0°54'49" East, 228.42 feet;

(21.) thence continuing on the existing city limit line, South 89°50'19" East, 380.44 feet to the centerline of present 60 foot wide Franzia Court;

(22.) thence continuing on said existing city limit line and the centerline of Franzia Court, North 29°18'41" East, 47,22 feet to the westerly line of the Kansas Avenue No. 2 Annexation to the City of Modesto and the centerline of present 40 foot wide Reno Avenue;

(23.) thence on said existing city limit line and Reno Avenue centerline, South 54°27'20" East, 237.03 feet;

(24.) thence continuing on the existing city limit and centerline, South 34°10'40" East, 99.00 feet;

(25.) thence continuing on the existing city limit and centerline, South 13°20'40" East, 82.50 feet;

(26.) thence continuing on the existing city limit and centerline, South 7°17'00" West, 66.00 feet;

(27.) thence continuing on the existing city limit and centerline, South 25°41'00" West, 97.68 feet to the northeast corner of the Kansas-Franzia Annexation to the City of Modesto;

(28.) thence continuing on said existing city limit line, North 89°45'30" West, 614.84 feet;

(29.) thence continuing on the existing city limit line, South 0°49'30" East, 237.03 feet to the centerline of Kansas Avenue and a northerly line of the Kansas Avenue No. 2 Annexation to the City of Modesto;

Approved as to description

ON June 22 87

BY [illegible]

(30.) thence on said existing city limit and Kansas Avenue centerline, North 89°45'30" West, 300.02 feet to the point of beginning of this description.

Containing 47.372 Acres, more or less.

Approved as to description

ON June 29 87

BY Lily Miller

MODESTO CITY COUNCIL
RESOLUTION NO. 87-666

**A RESOLUTION SETTING TIME AND PLACE FOR HEARING** ON APPEAL OF PACIFIC DESIGN ASSOCIATES, ON BEHALF OF THE BUILDING COMMITTEE OF THE TRINITY UNITED PRESBYTERIAN CHURCH, TO THE ASSESSMENT OF THE CAPITAL FACILITIES FEES ON THE NEW SANCTUARY BUILDING

**BE IT HEREBY RESOLVED by the Council of the City of Modesto that** August 11, 1987 **, at** 7:30 **P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of** an appeal of Pacific Design Associates, on behalf of the Building Committee of the Trinity United Presbyterian Church, to the assessment of the Capital Facilities Fees on the new sanctuary building.

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 28th **day of** July **, 19** 87 **, by Councilmember** Lang **, who moved its adoption, which motion being duly seconded by Councilmember** Whiteside **, was upon roll call carried and the resolution adopted by the following vote:**

**AYES: Councilmembers:** Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton

**NOES: Councilmembers:** None

**ABSENT: Councilmembers:** Mayor Mensinger

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-667

A RESOLUTION AMENDING EXHIBITS "B" AND "Z" OF RESOLUTION NO. 87-566 ENTITLED "A RESOLUTION ESTABLISHING SALARY SCHEDULES AND FIXING COMPENSATION FOR POSITIONS IN THE CITY SERVICE."

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

SECTION 1. AMENDMENT TO RESOLUTION NO. 87-566. Exhibit "B" entitled "City of Modesto Schedule of Salary Ranges in City Service for FY 87/88 - Schedule B Firefighters" and Exhibit "Z" entitled "City of Modesto Schedule of Salary Ranges in City Service for FY 87/88 - Schedule Z Fire Prevention Bureau" are hereby amended with an increase of three percent (3%) effective July 21, 1987, to and including July 4, 1988.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 31st day of July, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Whiteside, Mayor Pro Tem Muratore

NOES: Councilmembers: Patterson

ABSENT: Councilmembers: Sutton, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

081787

3342CA

SCHEDULE B
FIREFIGHTERS

CITY OF MODESTO
SCHEDULE OF SALARY RANGES IN CITY SERVICE FOR FY 87/88
EFFECTIVE 07/21/87

| | HOURLY | | | | | BI-WEEKLY | | | | | MONTHLY | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| RANGE | A | B | C | D | E | A | B | C | D | E | A | B | C | D | E |
| 208.0 | 7.6576 | 7.9580 | 8.3574 | 8.8068 | 9.2471 | 852.05 | 894.06 | 939.39 | 986.36 | 1035.68 | 1852.44 | 1945.08 | 2042.33 | 2144.45 | 2251.67 |
| 209.0 | 7.9580 | 8.3574 | 8.8068 | 9.2471 | 9.7095 | 894.06 | 939.39 | 986.36 | 1035.68 | 1087.46 | 1945.08 | 2042.33 | 2144.45 | 2251.67 | 2364.25 |
| 210.0 | 8.3874 | 8.8068 | 9.2471 | 9.7095 | 10.1950 | 939.39 | 986.36 | 1035.68 | 1087.46 | 1141.84 | 2042.33 | 2144.45 | 2251.67 | 2364.25 | 2482.47 |
| 210.5 | 8.5973 | 9.0272 | 9.4786 | 9.9525 | 10.4501 | 962.90 | 1011.05 | 1061.60 | 1114.68 | 1170.41 | 2093.44 | 2198.12 | 2308.02 | 2423.43 | 2544.59 |
| 211.0 | 8.8068 | 9.2471 | 9.7095 | 10.1950 | 10.7048 | 986.36 | 1035.68 | 1087.46 | 1141.84 | 1198.94 | 2144.45 | 2251.67 | 2364.25 | 2482.47 | 2606.62 |
| 211.5 | 9.0272 | 9.4786 | 9.9525 | 10.4501 | 10.9726 | 1011.05 | 1061.60 | 1114.68 | 1170.41 | 1228.93 | 2198.12 | 2308.02 | 2423.43 | 2544.59 | 2671.82 |
| 212.0 | 9.2471 | 9.7095 | 10.1950 | 10.7048 | 11.2400 | 1035.68 | 1087.46 | 1141.84 | 1198.94 | 1258.88 | 2251.67 | 2364.25 | 2482.47 | 2606.62 | 2736.93 |
| 212.5 | 9.4786 | 9.9525 | 10.4501 | 10.9726 | 11.5212 | 1061.60 | 1114.68 | 1170.41 | 1228.93 | 1290.37 | 2308.02 | 2423.43 | 2544.59 | 2671.82 | 2805.39 |
| 213.0 | 9.7095 | 10.1950 | 10.7048 | 11.2400 | 11.8020 | 1087.46 | 1141.84 | 1198.94 | 1258.88 | 1321.82 | 2364.25 | 2482.47 | 2606.62 | 2736.93 | 2873.77 |
| 213.5 | 9.9525 | 10.4501 | 10.9726 | 11.5212 | 12.0973 | 1114.68 | 1170.41 | 1228.93 | 1290.37 | 1354.90 | 2423.43 | 2544.59 | 2671.82 | 2805.39 | 2945.69 |
| 214.0 | 10.1950 | 10.7048 | 11.2400 | 11.8020 | 12.3921 | 1141.84 | 1198.94 | 1258.88 | 1321.82 | 1387.92 | 2482.47 | 2606.62 | 2736.93 | 2873.77 | 3017.48 |
| 214.5 | 10.4501 | 10.9726 | 11.5212 | 12.0973 | 12.7022 | 1170.41 | 1228.93 | 1290.37 | 1354.90 | 1422.65 | 2544.59 | 2671.82 | 2805.39 | 2945.69 | 3092.98 |
| 258.0 | 8.2922 | 8.7066 | 9.1421 | 9.5992 | 10.0792 | 928.73 | 975.16 | 1023.92 | 1075.11 | 1128.87 | 2019.15 | 2120.10 | 2226.10 | 2337.40 | 2454.28 |
| 259.0 | 8.7066 | 9.1421 | 9.5992 | 10.0792 | 10.5832 | 975.16 | 1023.92 | 1075.11 | 1128.87 | 1185.32 | 2120.10 | 2226.10 | 2337.40 | 2454.28 | 2577.00 |
| 260.0 | 9.1421 | 9.5992 | 10.0792 | 10.5832 | 11.1124 | 1023.92 | 1075.11 | 1128.87 | 1185.32 | 1244.59 | 2226.10 | 2337.40 | 2454.28 | 2577.00 | 2705.86 |
| 260.5 | 9.3711 | 9.8397 | 10.3317 | 10.8483 | 11.3907 | 1049.56 | 1102.05 | 1157.15 | 1215.01 | 1275.76 | 2281.85 | 2395.97 | 2515.76 | 2641.55 | 2773.63 |
| 261.0 | 9.5992 | 10.0792 | 10.5832 | 11.1124 | 11.6680 | 1075.11 | 1128.87 | 1185.32 | 1244.59 | 1306.82 | 2337.40 | 2454.28 | 2577.00 | 2705.86 | 2841.16 |
| 261.5 | 9.8397 | 10.3317 | 10.8483 | 11.3907 | 11.9602 | 1102.05 | 1157.15 | 1215.01 | 1275.76 | 1339.54 | 2395.97 | 2515.76 | 2641.55 | 2773.63 | 2912.29 |
| 262.0 | 10.0792 | 10.5832 | 11.1124 | 11.6680 | 12.2514 | 1128.87 | 1185.32 | 1244.59 | 1306.82 | 1372.16 | 2454.28 | 2577.00 | 2705.86 | 2841.16 | 2983.21 |
| 262.5 | 10.3317 | 10.8483 | 11.3907 | 11.9602 | 12.5582 | 1157.15 | 1215.01 | 1275.76 | 1339.54 | 1406.52 | 2515.76 | 2641.55 | 2773.63 | 2912.29 | 3057.92 |
| 263.0 | 10.5832 | 11.1124 | 11.6680 | 12.2514 | 12.8640 | 1185.32 | 1244.59 | 1306.82 | 1372.16 | 1440.77 | 2577.00 | 2705.86 | 2841.16 | 2983.21 | 3132.38 |
| 263.5 | 10.8483 | 11.3907 | 11.9602 | 12.5582 | 13.1861 | 1215.01 | 1275.76 | 1339.54 | 1406.52 | 1476.84 | 2641.55 | 2773.63 | 2912.29 | 3057.92 | 3210.80 |
| 264.0 | 11.1124 | 11.6680 | 12.2514 | 12.8640 | 13.5072 | 1244.59 | 1306.82 | 1372.16 | 1440.77 | 1512.81 | 2705.86 | 2841.16 | 2983.21 | 3132.38 | 3289.00 |
| 264.5 | 11.3907 | 11.9602 | 12.5582 | 13.1861 | 13.8454 | 1275.76 | 1339.54 | 1406.52 | 1476.84 | 1550.68 | 2773.63 | 2912.29 | 3057.92 | 3210.80 | 3371.33 |

Exhibit "B"

SCHEDULE 2
FIRE PREVENTION BUREAU
CONVERSION SCHEDULE

CITY OF MODESTO
SCHEDULE OF SALARY RANGES IN CITY SERVICE FOR FY 87/88
EFFECTIVE 07/21/87

| RANGE | HOURLY A | HOURLY B | HOURLY C | HOURLY D | HOURLY E | BI-WEEKLY A | BI-WEEKLY B | BI-WEEKLY C | BI-WEEKLY D | BI-WEEKLY E | MONTHLY A | MONTHLY B | MONTHLY C | MONTHLY D | MONTHLY E |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| 910.0 | 10.6564 | 11.1531 | 11.7423 | 12.3294 | 12.9459 | 852.05 | 894.05 | 939.38 | 986.35 | 1035.67 | 1852.44 | 1945.06 | 2042.31 | 2144.42 | 2251.65 |
| 910.1 | 11.1531 | 11.7423 | 12.3294 | 12.9459 | 13.5932 | 894.05 | 939.38 | 986.35 | 1035.67 | 1087.46 | 1945.06 | 2042.31 | 2144.42 | 2251.65 | 2364.25 |
| 910.2 | 11.7423 | 12.3294 | 12.9459 | 13.5932 | 14.2729 | 939.38 | 986.35 | 1035.67 | 1087.46 | 1141.83 | 2042.31 | 2144.42 | 2251.65 | 2364.25 | 2482.45 |
| 910.3 | 12.3561 | 12.9379 | 13.2698 | 13.9333 | 14.6300 | 962.89 | 1011.03 | 1061.58 | 1114.66 | 1170.40 | 2093.42 | 2198.08 | 2307.98 | 2423.38 | 2544.57 |
| 910.4 | 12.3294 | 12.9459 | 13.5932 | 14.2729 | 14.9865 | 986.35 | 1035.67 | 1087.46 | 1141.83 | 1198.92 | 2144.42 | 2251.65 | 2364.25 | 2482.45 | 2606.57 |
| 910.5 | 12.6379 | 13.2698 | 13.9333 | 14.6300 | 15.3615 | 1011.03 | 1061.58 | 1114.66 | 1170.40 | 1228.92 | 2198.08 | 2307.98 | 2423.38 | 2544.57 | 2671.79 |
| 910.6 | 12.9459 | 13.5932 | 14.2729 | 14.9865 | 15.7358 | 1035.67 | 1087.46 | 1141.83 | 1198.92 | 1258.86 | 2251.65 | 2364.25 | 2482.45 | 2606.57 | 2736.89 |
| 910.7 | 13.2698 | 13.9333 | 14.6300 | 15.3615 | 16.1296 | 1061.58 | 1114.66 | 1170.40 | 1228.92 | 1290.37 | 2307.98 | 2423.38 | 2544.57 | 2671.79 | 2805.39 |
| 910.8 | 13.5932 | 14.2729 | 14.9865 | 15.7358 | 16.5226 | 1087.46 | 1141.83 | 1198.92 | 1258.86 | 1321.81 | 2364.25 | 2482.45 | 2606.57 | 2736.89 | 2873.75 |
| 910.9 | 13.9333 | 14.6300 | 15.3615 | 16.1296 | 16.9361 | 1114.66 | 1170.40 | 1228.92 | 1290.37 | 1354.89 | 2423.38 | 2544.57 | 2671.79 | 2805.39 | 2945.67 |
| 911.0 | 14.2729 | 14.9865 | 15.7358 | 16.5226 | 17.3487 | 1141.83 | 1198.92 | 1258.86 | 1321.81 | 1387.90 | 2482.45 | 2606.57 | 2736.89 | 2873.75 | 3017.43 |
| 911.1 | 14.6300 | 15.3615 | 16.1296 | 16.9361 | 17.7829 | 1170.40 | 1228.92 | 1290.37 | 1354.89 | 1422.63 | 2544.57 | 2671.79 | 2805.39 | 2945.67 | 3092.94 |
| 911.2 | 14.9865 | 15.7358 | 16.5226 | 17.3487 | 18.2161 | 1198.92 | 1258.86 | 1321.81 | 1387.90 | 1457.29 | 2606.57 | 2736.89 | 2873.75 | 3017.43 | 3168.29 |
| 911.3 | 15.3615 | 16.1296 | 16.9361 | 17.7829 | 18.6720 | 1228.92 | 1290.37 | 1354.89 | 1422.63 | 1493.76 | 2671.79 | 2805.39 | 2945.67 | 3092.94 | 3247.58 |
| 958.0 | 11.6091 | 12.1896 | 12.7991 | 13.4391 | 14.1111 | 928.73 | 975.17 | 1023.93 | 1075.13 | 1128.89 | 2019.15 | 2120.12 | 2226.13 | 2337.44 | 2454.32 |
| 959.0 | 12.1896 | 12.7991 | 13.4391 | 14.1111 | 14.8167 | 975.17 | 1023.93 | 1075.13 | 1128.89 | 1185.34 | 2120.12 | 2226.13 | 2337.44 | 2454.32 | 2577.05 |
| 960.0 | 12.7991 | 13.4391 | 14.1111 | 14.8167 | 15.5575 | 1023.93 | 1075.13 | 1128.89 | 1185.34 | 1244.60 | 2226.13 | 2337.44 | 2454.32 | 2577.05 | 2705.88 |
| 961.0 | 13.4391 | 14.1111 | 14.8167 | 15.5575 | 16.3354 | 1075.13 | 1128.89 | 1185.34 | 1244.60 | 1306.83 | 2337.44 | 2454.32 | 2577.05 | 2705.88 | 2841.18 |
| 961.5 | 13.7753 | 14.4641 | 15.1873 | 15.9467 | 16.7440 | 1102.02 | 1157.13 | 1214.98 | 1275.74 | 1339.52 | 2395.90 | 2515.72 | 2641.49 | 2773.59 | 2912.25 |
| 962.0 | 14.1111 | 14.8167 | 15.5575 | 16.3354 | 17.1522 | 1128.89 | 1185.34 | 1244.60 | 1306.83 | 1372.18 | 2454.32 | 2577.05 | 2705.88 | 2841.18 | 2983.26 |
| 962.5 | 14.4641 | 15.1873 | 15.9467 | 16.7440 | 17.5812 | 1157.13 | 1214.98 | 1275.74 | 1339.52 | 1406.50 | 2515.72 | 2641.49 | 2773.59 | 2912.25 | 3057.87 |
| 963.0 | 14.8167 | 15.5575 | 16.3354 | 17.1522 | 18.0098 | 1185.34 | 1244.60 | 1306.83 | 1372.18 | 1440.78 | 2577.05 | 2705.88 | 2841.18 | 2983.26 | 3132.40 |
| 963.5 | 15.1873 | 15.9467 | 16.7440 | 17.5812 | 18.4603 | 1214.98 | 1275.74 | 1339.52 | 1406.50 | 1476.82 | 2641.49 | 2773.59 | 2912.25 | 3057.87 | 3210.75 |
| 964.0 | 15.5575 | 16.3354 | 17.1522 | 18.0098 | 18.9103 | 1244.60 | 1306.83 | 1372.18 | 1440.78 | 1512.82 | 2705.86 | 2841.18 | 2983.26 | 3132.40 | 3289.02 |
| 964.5 | 15.9467 | 16.7440 | 17.5812 | 18.4603 | 19.3833 | 1275.74 | 1339.52 | 1406.50 | 1476.82 | 1550.66 | 2773.59 | 2912.25 | 3057.87 | 3210.75 | 3371.29 |
| 965.0 | 16.3354 | 17.1522 | 18.0098 | 18.9103 | 19.8556 | 1306.83 | 1372.18 | 1440.78 | 1512.82 | 1588.46 | 2841.18 | 2983.26 | 3132.40 | 3289.02 | 3453.47 |
| 965.5 | 16.7440 | 17.5812 | 18.4603 | 19.3833 | 20.3525 | 1339.52 | 1406.50 | 1476.82 | 1550.66 | 1628.20 | 2912.25 | 3057.87 | 3210.75 | 3371.29 | 3539.87 |

12

Exhibit "Z"

MODESTO CITY COUNCIL
RESOLUTION NO. 87-668

REVISED

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND MODESTO & EMPIRE TRACTION COMPANY (M&ET) FOR THE MORTON BOULEVARD TRESTLE CONSTRUCTION AND RESCINDING THE AGREEMENT APPROVED MARCH 24, 1987

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the revised agreement between the City of Modesto and Modesto & Empire Traction Company (M&ET) for the Morton Boulevard trestle construction and rescinding the agreement approved March 24, 1987

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of August, 19 87, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norraine Coyle
NORRAINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-669

A RESOLUTION NOTIFYING UNION PACIFIC RAILROAD THAT ITS TRAIN TRACKS LOCATED ON 9TH STREET IN THE CITY OF MODESTO MUST BE REMOVED BY THE YEAR 1991.

WHEREAS, the main line Union Pacific Railroad tracks go through the City of Modesto in the middle of 9th Street between E and P Streets, a distance of approximately 5,400 feet, and

WHEREAS, 9th Street is a major street bisecting the City of Modesto, and

WHEREAS, train traffic on 9th Street has a divisive effect on the City of Modesto by traveling through the City at five miles per hour, and

WHEREAS the slow trains block intersections for up to twenty minutes, obstructing and delaying movement of police vehicles, fire equipment, ambulances, buses, private autos and trucks traveling from one side of the City of Modesto to the other side, including access to and/or from the Highway 99 Freeway, and

WHEREAS, trains in the middle of 9th Street expose auto and truck traffic to accidents and when the trains are traveling on the street, left turns off 9th Street cannot be made, and

WHEREAS, future industrial development south of Modesto along the Union Pacific tracks is likely to increase train traffic on 9th Street, and

WHEREAS, the City's community center site bounded by K, L, 11th Streets and the Southern Pacific Transportation Company tracks will be bisected by the Union Pacific tracks, hampering the full and best development of the site, and

WHEREAS, the Council of the City of Modesto desires to have the Union Pacific trackage removed from 9th Street in the City of Modesto by the year 1991,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby officially gives notice that it desires to have the Union Pacific train tracks removed from 9th Street in the City of Modesto by the year 1991.

BE IT FURTHER RESOLVED that the City Clerk of the City of Modesto is hereby authorized to send a certified copy of this resolution to Southern Pacific Transportation Company notifying the Southern Pacific Transportation Company that the City of Modesto requests the removal of the Union Pacific train tracks from 9th Street in the City of Modesto by the year 1991 and requests Southern Pacific Transportation Company's cooperation in accepting the Union Pacific tracks.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4 day of August, 1987, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-670

A RESOLUTION AMENDING EXHIBIT "A" OF THE CONFLICT OF INTEREST CODE OF THE OFFICE OF THE CITY ATTORNEY.

WHEREAS, by Resolution No. 77-27, the City Council, pursuant to Government Code Section 87300, designated the agencies of the City of Modesto required to adopt a Conflict of Interest Code, which resolution was superseded by Resolution No. 84-544, and

WHEREAS, by Resolution No. 77-481, the Council approved the Conflict of Interest Code of the Office of the City Attorney, and

WHEREAS, by Resolution Nos. 81-441, 85-136, and 87-244, the Council amended the Conflict of Interest Code of the Office of the City Attorney, and

WHEREAS, due to changed circumstances said Code should be amended, and

WHEREAS, the Council held a public hearing on August 4, 1987, to consider the proposed amendment,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Exhibit "A" of the Conflict of Interest Code of the Office of the City Attorney of the City of Modesto is hereby amended, as attached hereto, to add Property Agent with Disclosure Category 1, said amendment to be effective upon the adoption of this resolution.

RESCINDED
1992-192
THIS RESOLUTION WAS RESCINDED BY MODESTO CITY COUNCIL RESOLUTION NO. _____

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4 day of August, 1987, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

EXHIBIT "A"

| Designated Positions | Disclosure Category |
|---|---|
| Assistant City Attorney | 2 |
| Assistant Risk Manager | 2 |
| City Attorney | 1 |
| Deputy City Attorney I, II | 2 |
| Property Agent | 1 |
| Risk Manager | 2 |
| Senior Deputy City Attorney I, II | 2 |

EXHIBIT "B"

1. Designated employees in Group "1" must report:

   The City Attorney is required, pursuant to Government Code Section 87200, to disclose investments, interests in real property and income. No other or additional disclosure requirements are imposed by this Conflict of Interest Code.

2. Designated employees in Group "2" must report:

   A. Interests in real property.

   B. Investments.

   C. Investments and interests in real property held by business entities you control.

   D. Income.

   E. Gifts.

   F. Income of a business entity in which the designated employee or spouse owns 10 percent or greater interest and which provides legal or brokerage services.

   G. Income of a business entity in which the designated employee or spouse owns 10 percent or greater interest and which does not provide legal or brokerage services.

   H. Employment and management positions in business entities.

MODESTO CITY COUNCIL
RESOLUTION NO. 87-671

A RESOLUTION AMENDING EXHIBIT "A" OF THE CONFLICT OF INTEREST CODE OF THE FINANCE DEPARTMENT OF THE CITY OF MODESTO.

WHEREAS, by Resolution No. 77-27, the City Council, pursuant to Government Code Section 87300, designated the agencies of the City of Modesto required to adopt a Conflict of Interest Code, which resolution was superseded by Resolution No. 84-544, and

WHEREAS, by Resolution No. 77-483, the Council approved the Conflict of Interest Code of the Finance Department, and

WHEREAS, by Resolution Nos. 77-1220, 81-443, 81-763, 82-349, 84-207, 85-710, and 86-134, the Council amended the Conflict of Interest Code of the Finance Department, and

WHEREAS, due to changed circumstances said Code should be amended, and

WHEREAS, the Council held a public hearing on August 4, 1987, to consider the proposed amendments,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Exhibit "A" of the Conflict of Interest Code of the Finance Department of the City of Modesto is hereby amended, as attached hereto, to change Purchasing Assistant I and II, with Disclosure Categories 2 and 3, to Purchasing Assistant, with Disclosure Categories 2 and 3, said amendments to be effective upon adoption of this resolution.

RESCINDED
1992-196
THIS RESOLUTION WAS RESCINDED BY MODESTO CITY COUNCIL RESOLUTION NO.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4 day of August, 1987, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

EXHIBIT "A"

| Designated Positions | Disclosure Category |
|---|---|
| Accountant II (Treasury) | 1, 2 |
| Data Processing Manager | 3 |
| Director of Finance | 1, 2, 3 |
| Finance Division Manager | 1, 2, 3 |
| Purchasing Assistant | 2, 3 |
| Purchasing Officer | 1, 2, 3 |
| Senior Buyer | 2, 3 |
| Supervising Accountant | 1, 2 |
| Warehouse Supervisor | 2 |

MODESTO CITY COUNCIL
RESOLUTION NO. 87-672

A RESOLUTION AMENDING EXHIBIT "A" OF THE CONFLICT OF INTEREST CODE OF THE FIRE DEPARTMENT OF THE CITY OF MODESTO.

WHEREAS, by Resolution No. 77-27, the City Council, pursuant to Government Code Section 87300, designated the agencies of the City of Modesto required to adopt a Conflict of Interest Code, which resolution was superseded by Resolution No. 84-544, and

WHEREAS, by Resolution No. 77-484, the Council approved the Conflict of Interest Code of the Fire Department, and

WHEREAS, by Resolution Nos. 81-444, and 84-210, the Council amended the Conflict of Interest Code of the Fire Department, and

WHEREAS, due to changed circumstances said Code should be amended, and

WHEREAS, the Council held a public hearing on August 4, 1987, to consider the proposed amendments,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Exhibit "A" of the Conflict of Interest Code of the Fire Department of the City of Modesto is hereby amended, as attached hereto, to add Plan Checker, with Disclosure Categories 1 and 2, said amendment to be effective upon adoption of this resolution.

RESCINDED
1992-197
THIS RESOLUTION WAS RESCINDED BY MODESTO CITY COUNCIL RESOLUTION NO.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4 day of August, 1987, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

EXHIBIT "A"

| Designated Positions | Disclosure Category |
| --- | --- |
| Fire Battalion Chief (Fire Marshall) | 1, 2 |
| Fire Battalion Chief (Operations) | 1, 2 |
| Fire Battalion Chief (All others) | 2 |
| Fire Chief | 1, 2 |
| Fire Lieutenant (Deputy Fire Marshal) | 1, 2 |
| Inspectors | 2 |
| Plan Checker | 1, 2 |

MODESTO CITY COUNCIL
RESOLUTION NO. 87-673

A RESOLUTION AMENDING EXHIBIT "A" OF THE CONFLICT OF INTEREST CODE OF THE PARKS AND RECREATION DEPARTMENT OF THE CITY OF MODESTO.

WHEREAS, by Resolution No. 77-27, the City Council, pursuant to Government Code Section 87300, designated the agencies of the City of Modesto required to adopt a Conflict of Interest Code, which resolution was superseded by Resolution No. 84-544, and

WHEREAS, by Resolution No. 77-486, the Council approved the Conflict of Interest Code of the Parks and Recreation Department, and

WHEREAS, by Resolution Nos. 78-382, 79-43, 80-836, 84-211, and 86-136, the Council amended the Conflict of Interest Code of the Parks and Recreation Department, and

WHEREAS, due to changed circumstances said Code should be amended, and

WHEREAS, the Council held a public hearing on August 4, 1987, to consider the proposed amendments,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Exhibit "A" of the Conflict of Interest Code of the Parks and Recreation Department of the City of Modesto is hereby amended, as attached hereto, to add Events Coordinator, with Disclosure Categories 1 and 2, said amendment to be effective upon adoption of this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4 day of August, 1987, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratroe, Patterson, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

EXHIBIT "A"

| Designated Positions | Disclosure Category |
|---|---|
| Administrative Analyst | 2 |
| Arborist | 2 |
| Assistant Director - Community Center | 1, 2 |
| Assistant Director of Parks and Recreation | 1, 2 |
| Director of Parks and Recreation | 1, 2 |
| Events Coordinator | 1, 2 |
| Historical Buildings Supervisor | 2 |
| Landscape Designer | 2 |
| Museum Supervisor | 2 |
| Parks Maintenance Supervisor I | 2 |
| Parks Maintenance Supervisor II | 2 |
| Parks Superintendent | 1, 2 |
| Recreation Superintendent | 1, 2 |
| Recreation Supervisor | 2 |

MODESTO CITY COUNCIL
RESOLUTION NO. 87-674

A RESOLUTION AMENDING EXHIBIT "A" OF THE CONFLICT OF INTEREST CODE OF THE UTILITY SERVICES DEPARTMENT OF THE CITY OF MODESTO.

WHEREAS, by Resolution No. 77-27, the City Council, pursuant to Government Code Section 87300, designated the agencies of the City of Modesto required to adopt a Conflict of Interest Code, which resolution was superseded by Resolution No. 84-544, and

WHEREAS, by Resolution No. 84-205, the Council approved the Conflict of Interest Code of the Utility Services Department, and

WHEREAS, by Resolution Nos. 85-709, 86-137, and 87-141, the Council amended the Conflict of Interest Code of the Utility Services Department, and

WHEREAS, due to changed circumstances said Code should be amended, and

WHEREAS, the Council held a public hearing on August 4, 1987, to consider the proposed amendments,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Exhibit "A" of the Conflict of Interest Code of the Utility Services Department of the City of Modesto is hereby amended, as attached hereto, to change Industrial Waste Inspector, with Disclosure Category 4j, to Industrial Waste Inspector I and II, with Disclosure Category 4j, to delete Property Agent, with Disclosure Categories 1, 2, 3, 4a, 4b, and 4k, and to add Secondary Treatment Site Supervisor, with Disclosure Category 4j, Streets Maintenance Superintendent, with Disclosure Category 4f, and Supervising Construction Inspector, with Disclosure Category 4f, said amendments to be effective upon adoption of this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4 day of August, 1987, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

UTILITY SERVICES DEPARTMENT

EXHIBIT "A"

| Designated Positions | Disclosure Category |
|---|---|
| Administrative Analyst | 1, 2, 3, 4n |
| Administrative Assistant | 1, 2, 3, 4n |
| Airport Manager | 4a, 4b, 4c |
| Assistant Director of Utility Services | 1, 2, 3, 4n |
| Associate Civil Engineer | 1, 2, 3, 4n |
| Building Maintenance Supervisor | 4e |
| Chief Electrician | 4a, 4b, 4h |
| Construction Inspector | 4f |
| Director of Utility Services | 1, 2, 3, 4n |
| Industrial Waste Inspector I and II | 4j |
| Plant Mechanical Maintenance Supervisor | 4j |
| Sanitary Engineer | 4g, j |
| Secondary Treatment Site Supervisor | 4j |
| Shop Supervisor | 4a, 4b, 4d |
| Solid Waste Program Manager | 4l |
| Streets Maintenance Superintendent | 4f |
| Supervising Construction Inspector | 4f |
| Wastewater Treatment Plant Supervisor | 4j |
| Water Quality Control Superintendent | 1, 2, 3, 4a, 4b, 4j |
| Water System Inspector | 4g |

MODESTO CITY COUNCIL
RESOLUTION NO. 87-675

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND** KIAS A. AND GWENDOLEE WILLIAMS FOR THE LEASE OF FIVE LOTS PURCHASED AS PART OF THE TUOLUMNE RIVER REGIONAL PARK

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Kias A. and Gwendolee Williams for the lease of five lots purchased as part of the Tuolumne River Regional Park

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of August, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-676

A RESOLUTION ESTABLISHING A PARADE APPLICATION PROCESSING FEE.

WHEREAS, Sections 4-8.01 through 4-8.11 of the Modesto Municipal Code regulate parades in the City of Modesto, and

WHEREAS, on August 4, 1987, the City Council introduced Ordinance No. 2534 -C.S. relating to an amendment to Section 4-8.04 of the Modesto Municipal Code to provide that a parade application processing fee shall be established by resolution adopted from time to time by the Council of the City of Modesto, and

WHEREAS, an application must be filed with the Chief of Police of the City of Modesto to conduct or manage a parade, and

WHEREAS, the Police Department of the City of Modesto shall process said applications for parade permits,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that in accordance with Modesto Municipal Code Section 4-8.04, a parade application processing fee in the amount of $20.00 shall be charged all applicants to cover the costs of processing the application and issuing the parade permit.

BE IT FURTHER RESOLVED that the parade application processing fee established by this resolution shall become effective and apply on and after the effective date of Ordinance No. 2534 -C.S.

RESCINDED
1991-552
THIS RESOLUTION WAS RESCINDED BY MODESTO CITY COUNCIL RESOLUTION NO.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4 day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-677

A RESOLUTION APPROVING A GRANT AGREEMENT FOR FEDERAL FUNDING FOR THREE PROJECTS INVOLVING CONSTRUCTION OF TAXIWAYS C & E, TERMINAL AIRCRAFT PARKING APRON AND RUNWAY 10L BLAST PAD AT THE CITY-COUNTY AIRPORT

WHEREAS, on July 27, 1987, the Federal Aviation Administration (FAA) transmitted a Grant Offer for federal sharing on three projects involving construction of taxiways C & E, terminal aircraft parking apron and runway 10L blast pad at the City-County Airport of which the FAA will fund 90% or $331,303 and the City 10% of $36,811; and

WHEREAS, the FAA has forwarded the grant agreement for processing at this time.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that the grant agreement on behalf of the City of Modesto with the Federal Aviation Administration for funding in the amount of $331,303 for the above-mentioned projects be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of August, 1987, by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember Whiteside , was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-678

A RESOLUTION APPROVING THE FINAL MAP OF THE SCOTTSDALE ESTATES SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, United Homes, Inc., a California corporation is possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 4.565 acres, known as the Scottsdale Estates Subdivision, and

WHEREAS, a tentative map of said tract was approved by the Planning Commission of the City of Modesto on the 17th day of March, 1986, and

WHEREAS, the Secretary of the Planning Commission of the City of Modesto has certified that the final map of said tract substantially conforms to the approved tentative map, and

WHEREAS, the City Engineer of the City of Modesto has certified that the final map of said Scottsdale Estates Subdivision meets all of the provisions of the California Subdivision Map Act and the provisions of the Modesto Municipal Code relating to subdivisions, and that the map is technically correct,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said final map be approved; that the streets, alleys and easements as shown thereon within the boundaries of said tract be accepted on behalf of the public for public use; and that the City Clerk be authorized to certify the map of said tract on behalf of the City of Modesto after the fees and deposits required by the Modesto Municipal Code in amounts determined by the City Engineer have been paid, and subdividers have furnished securities, as set forth in Section 4-4.605 of the Modesto Municipal Code, which shall secure the obligations set forth in Section 66499.3 of the Government Code of the State

of California. Said securities shall be in forms acceptable to the City Attorney and in the amounts required by the Agreement hereinafter referred to.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4 day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

2807CA

MODESTO CITY COUNCIL
RESOLUTION NO. 87-679

A RESOLUTION SETTING TIME AND PLACE FOR HEARING ON REPORT OF WORK AND COST OF CONSTRUCTION OF IMPROVEMENTS ALONG CERTAIN STREETS IN THE CITY OF MODESTO

BE IT HEREBY RESOLVED by the Council of the City of Modesto that August 25,1987, at 7:30 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of the reports by the Superintendent of Streets on the cost of construction of improvements as described on the attached list.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of August, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

BLOCK 467 COLDWELL - MORRIS/N. OLIVE - MYRTLE

| Property Owner | Lot | Contract Cost |
|---|---|---|
| John Henry Jennings | Portion | $283.23 |
| Walter J. Masciorini | Portion | 317.22 |
| Vera S. Chreese | Portion | 249.25 |
| Valentine E. Kelly | Portion | 283.23 |
| Verle Bartels | 37 & 38 | 226.59 |
| Howard E. Bates | 35 & 36 | 226.59 |
| Guido P. Teresi | Portion | 283.23 |
| Florence S. Smith | Portion | 283.23 |
| Betty J. Monteith | Portion | 283.23 |
| Wilmar J. Jensen | Portion | 283.25 |
| Cornelio Q. Hernandez | Portion | 317.22 |
| Louise E. Lewis | Portion | 249.25 |
| Richard H. Doscher | 18 & 19 | 226.59 |
| Philip A. Sanders | Portion | 283.23 |
| Carolyn A. Bradford | Portion | 283.23 |
| Gary a. Simonson | 11 & 12 | 226.59 |
| Neill W. Seversen | Portion | 283.23 |
| David B. McMicken | Portion | 283.23 |
| Andrew M. Stewart | Portion | 294.57 |
| Catherine D. Hurd | Portion | 271.91 |

BLOCK 823 COLLEGE - WELLESLEY/CECIL - EXETER

| Property Owner | Lot | Contract Cost |
|---|---|---|
| Robert W. Lokker | 11 | $308.47 |
| John E. Coyle | 12 | 286.35 |
| Dale R. Caskey | Portion | 366.33 |
| Charles A. Jostad | Portion | 319.49 |
| Sally L. Gross | Portion | 443.45 |
| John F. Church | 8 | 322.66 |
| Dan Bodily | 6 & 7 | 511.18 |
| George P. Thomas | 5 & 9 | 593.85 |
| Dale E. Davis | 10 | 308.47 |

BLOCK 2281 CLOVERDALE - EL VISTS/ROBLE - HADDON

| Property Owner | Lot | Contract Cost |
|---|---|---|
| George A. Jeffrey | 1 | $295.11 |
| James L. Maxey, Jr. | 2 | 272.34 |
| Frank L. Ball | 3 | 272.34 |
| Herman R. Fittje | 4 | 272.34 |
| Verna E. Lane | 5 | 272.34 |
| Marsha E. Magin | 6 | 272.34 |
| Diane L. Ross | 7 | 272.34 |
| Elmer E. Gravelle | 10 | 272.34 |
| Richard R. Smith | 11 | 272.34 |
| James R. Bradley | 12 | 272.34 |
| Kenneth J. Rodrigues | 13 | 272.34 |
| Clarence W. Olson | 14 | 272.34 |
| Fred C. Leathers | 15 | 272.34 |
| Herbert E. Bauman | 16 | 295.11 |

BLOCK 6017 ROSEBURG - ASHWOOD/DEL REY - CRESCENT

| Property Owner | Lot | Contract Cost |
|---|---|---|
| Russell B. De Freest | 1 | $506.62 |
| Jethro Strickland | 17 | 338.22 |
| Hobart D. Blair | 16 | 169.11 |

BLOCK 6026 ROSEBURG - ASHWOOD/DEL REY - CRESCENT

| Property Owner | Lot | Contract Cost |
|---|---|---|
| Elio A. Guerrini | 8 | $332.08 |
| Adolph Shuttera | 7 | 278.14 |
| Thomas D. Lyons | 6 | 278.14 |
| T. L. Hartman | 5 | 293.72 |
| Barbara J. Goss | 4 | 178.01 |
| Erlene Johnson | 3 | 188.56 |
| John L. Silva | 2 | 267.01 |
| Freda K. Grainger | 1 | 267.01 |
| Donald Corbett | 14 | 281.48 |
| Joseph V. Porter | 13 | 370.53 |
| Steve F. Zipser | 12 | 396.74 |
| Gloria Jaggers | 11 | 372.75 |
| Bertha M. Davis | 10 | 298.61 |
| Duane L. Holderman | 9 | 298.17 |

BLOCK 6043 OAKWOOD - ORANGEBURG/TEBBUTT - TULLY

| Property Owner | Lot | Contract Cost |
|---|---|---|
| Robert A. Henman | 5 | $310.54 |
| James . Carey | 4 | 313.45 |
| James E. White | 3 | 313.45 |
| Eddie L. Scott | 2 | 313.45 |
| Larry L. Esan | 1 | 323.30 |
| Walter J. Masciorini | 10 | 310.54 |
| L. N. Hards | 9 | 313.45 |
| Inez F. Anders | 8 | 313.45 |
| Michael H. Lawson | 7 | 313.45 |
| Ronald J. Smith | 6 | 323.30 |

BLOCK 6117 CYPRESS - MADRONE/ARBOR - LINWOOD

| Property Owner | Lot | Contract Cost |
|---|---|---|
| Larry W. Mills | 13 | $326.31 |
| Ronald L. Atkinson | 14 | 292.55 |
| Frank E. Vaccaro | 15 | 292.55 |
| Leland D. Smith | 16 | 292.55 |
| Stephen J. McCorkle | 17 | 292.55 |
| Fredrick W. Forbes | 18 | 292.55 |
| Vincent Kavanaugh | Portion | 321.81 |
| Barbara E. Watson | Portion | 263.30 |
| Walter A. Graf | 21 | 292.55 |
| Robert T. Wolff | 22 | 292.55 |
| Hazel F. Pohlmann | 23 | 292.55 |
| Luciano Beltran, Jr. | 24 | 335.63 |
| Bill J. Fithian | 1 | 328.56 |
| Thelma a. Chase | 2 | 292.55 |
| Noah B. Baker | 3 | 292.55 |
| Norman L. Tomlinson | 4 | 292.55 |
| James S. Greer | 5 | 292.55 |
| Marshall W. Wheeler | 6 | 292.55 |
| Elsie M. Mensing, Trustee | 7 | 292.55 |
| Marvin L. Jones | 8 | 292.55 |
| Melvin Jones | 9 | 292.55 |
| Lawrence Duffy | 10 | 292.55 |
| Ramon L. Gintz | 11 | 292.55 |
| Gus Rentiziperis | 12 | 333.38 |

BLOCK 6702 TULLY - MONTICELLO/BOWEN - BISPO

| Property Owner | Lot | Contract Cost |
|---|---|---|
| Frank L. Mendes | 1 | $286.49 |
| Earl P. Waddell | 2 | 286.49 |
| Alice Lane | 3 | 286.49 |
| Neva L. Ogden | 4 | 286.49 |
| Raymond K. Jenkins | 5 | 286.49 |
| Donna A. Walker | 6 | 286.49 |
| John E. King | 7 | 286.49 |
| Leroy Applequist | 8 | 286.49 |
| Benjamin J. Brocco | 9 | 286.49 |
| Mildred L. Hayes | 10 | 286.49 |
| Phillip G. Bowers | 11 | 286.49 |
| Ruth C. Talbert | 12 | 286.49 |
| Michael J. Dugan | 13 | 286.49 |
| Estela G. Uderos | 14 | 286.49 |
| Donald R. Whipple | 15 | 286.49 |
| Vera M. Hedberg | 16 | 286.49 |
| Ernest W. Young | 17 | 286.49 |
| Michael J. Strickler | 18 | 286.49 |

BLOCK 6072 (Continued)

TULLY - MONTICELLO/BOWEN - BISPO

| Property Owner | Lot | Contract Cost |
|---|---|---|
| L. R. Van Horn, Jr. | 19 | 286.49 |
| Pauline Harms | 20 | 286.49 |
| Michael D. McGar | 21 | 286.49 |
| Raymond D. Jorgensen | 22 | 286.49 |
| Janice C. Carpenter | 23 | 286.49 |
| L. A. Holloman | 24 | 286.49 |
| Henry Roggenbock | 25 | 286.49 |
| John Kenshalo | 26 | 286.49 |
| James E. Burden | 27 | 286.49 |
| R. K. Jenkins | 28 | 286.49 |
| Sandra J. Moore | 29 | 286.49 |
| Socorro R. Becerra | 30 | 286.49 |
| Chris Pakas | 31 | 286.49 |
| James E. Row | 32 | 286.49 |
| Suringer Singh | 33 | 286.49 |

BLOCK 12318 KING RICHARD - LITTLE JOHN/TUXFORD - NOTTINGHAM

| Property Owner | Lot | Contract Cost |
|---|---|---|
| Paul T. Fleming | 17 | $ 565.95 |
| Kenneth E. Burke | 5 | 308.61 |
| Frank I. Pirrone | 4 | 1,104.70 |
| Janet L. Page | Portion | 468.21 |
| Jon L. Walther | 20 | 445.91 |
| Russell N. Peck | 19 | 445.91 |
| Donald J. Ferrera | 18 | 505.89 |

BLOCK 12317 KING RICHARD - LITTLE JOHN/TUXFORD - NOTTINGHAM

| Property Owner | Lot | Contract Cost |
|---|---|---|
| John D. Hynes | 3 | $ 244.85 |
| Ronald A. Emerzian | 4 | 1,073.57 |
| Robert W. Purvis | 5 | 213.01 |
| Harry J. Bradley | 11 | 630.25 |
| Irvin L. Rand | 12 | 713.77 |
| Van Newell | 13 | 445.91 |
| Robert C. Holm | 14 | 445.91 |
| Francis G. Burke | 15 | 445.91 |
| Marck C. Kluender | Portion | 459.29 |

BLOCK 12950 HAMPSHIRE/SUNRISE

| Property Owner | Lot | Contract Cost |
|---|---|---|
| American Covenant Evangelical Church | Portion | $575.89 |
| Robert L. Stewart | 13 | 502.62 |
| G. General Hurst, Jr. | 14 | 435.33 |
| Richard A. Costa | 15 | 410.67 |
| Richard A. Chilton | 16 | 692.01 |
| John D. Powell | 17 | 302.57 |
| James Kadry | 18 | 346.00 |
| David D. Sundy | 19 | 340.64 |
| Barry P. Ackerman | 20 | 351.31 |
| James S. Lippert | 21 | 349.55 |
| Don C. Hubbard | 22 | 486.46 |

BLOCK 6829 NORTHGATE - FLEETWOOD/SHERWOOD - DORRINGTON CT.

| Property Owner | Lot | Contract Cost |
|---|---|---|
| Phillip Line | 8 | $111.64 |
| Harry R. Cannon | 7 | 470.87 |
| John B. Shore | 5 & 6 | 470.87 |
| **BLOCK 6830** | | |
| Alfred J. Lorenz | 9 | 470.87 |
| Helen A. Moser | 8 | 470.87 |
| Phillip K. Ware | 7 | 470.87 |
| David W. Triplett | 6 | 470.87 |
| George Thoukis | 5 | 470.87 |
| Donald R. Mende | 4 | 470.87 |
| Donald Dean Fellows | 3 | 470.87 |
| Gardner L. Hutchins | 2 | 470.87 |
| Lawrence P. Thompson | 1 | 470.87 |
| Joanne Allustiarte | 15 | 470.87 |
| Walter P. Wesson, Jr. | 14 | 470.87 |
| Thomas Andersen | 13 | 470.87 |
| Carl A. Gagliardi | 12 | 470.87 |
| Julius C. Manrique | 11 | 470.87 |
| Ward F. Robinson | 10 | 470.87 |

BLOCK 6831 NORTHGATE - FLEETWOOD/SHERWOOD - DORRINGTON CT.

| Property Owner | Lot | Contract Cost |
|---|---|---|
| Richard L. Belt | 9 | 470.87 |
| Paul O. Humbert | 8 | 470.87 |
| Albert L. Rubalcava | 7 | 470.87 |
| Carlton Degnan | 6 | 470.87 |
| Van W. Switzer | 5 | 470.87 |
| Maurice D. Nordell | 4 | 470.87 |
| John A. Morris | 3 | 470.87 |
| Conrad J. Lang | 2 | 470.87 |
| Charles H. Davies | 1 | 470.87 |
| James Saras | 15 | 470.87 |
| Daniel H. Clark | 14 | 470.87 |
| Gene B. Gibson | 13 | 470.87 |
| Diane Howard | 12 | 470.87 |
| Charles K. Brunn | 11 | 470.87 |
| Beverly A. Baird | 10 | 470.87 |

BLOCK 12921 LANGSFORD - SUNRISE/CHARLES - FLOYD

| Property Owner | Lot | Contract Cost |
|---|---|---|
| Cinda S. Walch | 14 | $304.56 |
| Charles E. Willburn, Jr. | 13 | 300.34 |
| Andrew E. Jenkins | 12 | 300.34 |
| Glenn D. Dodson | 11 | 300.34 |
| Mark L. Morphy | 10 | 300.34 |
| Henry Thimsen, Jr. | 9 | 300.34 |
| Dale A. Ashford | 8 | 300.34 |
| Virginia M. Lehfeldt | 7 | 300.34 |
| Eugene W. Messelbeck | 6 | 293.62 |
| Lloyd E. Loeb | 5 | 286.76 |
| Michael A. Jenkins | 4 | 362.43 |
| Dorothy D. Hutchinson | 3 | 380.27 |
| Ursula Patry | 2 | 255.38 |
| Peggy Lofstrom | 1 | 193.65 |
| Henry Esau | Portion | 407.93 |
| Joseph Chirco, Jr. | Portion | 320.29 |
| Joseph Chirco, Jr. | Portion | 224.14 |
| William G. Parish | 28 | 272.37 |
| Deanna M. Lillie | 27 | 287.88 |
| Jack R. Koski | 26 | 283.31 |
| Myron G. Williams | 25 | 283.31 |
| Jack W. Greening | 24 | 283.31 |
| Danny M. Willard | 23 | 283.31 |
| Lawrence E. Owens | 22 | 283.31 |
| Harold G. Holland | 21 | 283.31 |
| Robbie J. Silva | 20 | 283.31 |
| Margaret Iriqui | 19 | 283.31 |
| Charles J. Bell | 18 | 283.31 |
| William F. Nungesser | 16 | 283.31 |
| Arturo M. De Anda | 15 | 323.12 |

BLOCK 6993 EDWARD - HAMPSHIRE/FLOYD - RUMBLE

| Property Owner | Lot | Contract Cost |
|---|---|---|
| Harold E. Wilburn | 12 | $667.49 |
| Ratomer E. Bruk | 13 | 718.30 |
| Leslie H. May | 14 | 682.33 |
| Dennis W. Barker | Portion | 426.67 |
| Ernest Mishoe | Portion | 350.44 |
| Emilee J. Lindee | Portion | 372.86 |
| Werner J. Kaiser | 18 | 390.80 |
| Daniel Mendes | 19 | 679.24 |
| Delbert W. Reynolds | 20 | 678.52 |
| Tamio Kitano | 21 | 390.92 |
| John C. Holzheimer | 22 | 390.92 |
| Mathew Bruno | 23 | 413.44 |
| Ramon Batista, Jr. | 24 | 504.03 |
| Gary E. Zimmerman | 25 | 481.56 |
| Harold E. Abernathy | 26 | 481.56 |
| John M. Shepherd | 27 | 480.30 |
| Gregorio R. Gloria | 2 | 423.94 |
| Darrel A. Sharp | 1 | 424.93 |
| William M. Allen, Jre. | 3 | 731.61 |
| Truman Traphagan | 4 | 440.12 |
| Mark D. Wheeler | 5 | 440.12 |
| Melvin Kampen Stephens | 6 | 440.12 |
| James W. Huggins | 7 | 471.78 |

BLOCK 6892 EDWARD - HAMPSHIRE/FLOYD - RUMBLE

| Property Owner | Lot | Contract Cost |
|---|---|---|
| Clara J. Achelpohl | 1 | $ 345.77 |
| Don A. Sousa | 2 | 381.92 |
| Marvin H. Bort | 3 | 381.92 |
| Earlene F. Righetti | 4 | 372.95 |
| Lawrence M. Johnson | 5 | 395.15 |
| Original Apost. Faith Church | Portion | 1,461.28 |

BLOCK 6932 EDWARD - HAMPSHIRE/FLOYD - RUMBLE

| Property Owner | Lot | Contract Cost |
|---|---|---|
| Ross Briles | 1 | $682.64 |
| Francis J. Fiori | Portion | 377.34 |
| Muzio Valerio | Portion | 377.34 |
| John Alcamo, Trustee | Portion | 435.64 |
| Marvin Smith | 2 | 385.23 |
| Ronald Deane, Trustee | 3 | 416.23 |
| Anthony F. Pinheiro | 4 | 760.90 |
| Melva Nichols | 5 | 505.91 |
| Michael J. Blakeslee | 6 | 439.36 |
| Edward T. Walters | 7 | 376.31 |
| Virginia E. Hull | 8 | 363.67 |

| Property Owner | Lot | Contract Cost |
|---|---|---|
| Gary H. Parham | 9 | $763.45 |
| John E. Leitch | 10 | 550.17 |
| Donovan C. Beachler | 11 | 583.45 |
| Kenneth F. Bondurant | 12 | 413.23 |
| Alfred L. Holcombe | 13 | 394.29 |
| Dorothy Kidd | 14 | 433.76 |

MODESTO CITY COUNCIL
RESOLUTION NO. 87-680

A RESOLUTION ACCEPTING WITH REGRET THE RESIGNATION OF STEVE FONTANA FROM THE REHABILITATION LOAN POOL SUBCOMMITTEE

WHEREAS, Steve Fontana was appointed a member of the Rehabilitation Loan Pool Subcommittee on January 13, 1987; and

WHEREAS, Steve Fontana has tendered his resignation from the Rehabilitation Loan Pool Subcommittee effective August 4, 1987; and

WHEREAS, Steve Fontana has been a devoted and sincere public servant and has contributed greatly to our civic progress.

NOW, THEREFORE BE IT RESOLVED that the resignation of Steve Fontana from the Rehabilitation Loan Pool Subcommittee be, and hereby is accepted with regret.

BE IT FURTHER RESOLVED that the Council of the City of Modesto, on its own behalf, and on behalf of the citizens of this City, hereby expresses its sincere appreciation to Steve Fontana for his outstanding service to the community.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-681

**A RESOLUTION SETTING TIME AND PLACE FOR HEARING** ON APPEAL OF J. WILMAR JENSEN, INC., ON BEHALF OF THE SUNDIAL RESTAURANT, TO ADMINISTRATIVE ACTIONS TAKEN BY THE BUILDING INSPECTION DIVISION REGARDING ISSUANCE OF A PERMIT AFTER JUNE 30, 1987

**BE IT HEREBY RESOLVED by the Council of the City of Modesto that** August 18, 1987 **, at** 4:00 **P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of** an appeal of J. Wilmar Jensen, Inc., on behalf of the Sundial Restaurant, to administrative actions taken by the Building Inspection division regarding issuance of a permit after June 30, 1987.

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 4th **day of** August **, 19** 87 **, by Councilmember** Lang **, who moved its adoption, which motion being duly seconded by Councilmember** Whiteside **, was upon roll call carried and the resolution adopted by the following vote:**

**AYES: Councilmembers:** Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton

**NOES: Councilmembers:** None

**ABSENT: Councilmembers:** Mayor Mensinger

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-682

A RESOLUTION DECLARING PICTURE ARCADE BOOTHS A PUBLIC NUISANCE AND DIRECTING ACTION BE INITIATED TO CAUSE TERMINATION OF SAID PUBLIC NUISANCE.

WHEREAS, on March 10, 1987, the Council of the City of Modesto duly adopted Ordinance No. 2481-C.S. adding Article 13 to Chapter 1 of Title IV of the Modesto Municipal Code prohibiting enclosed or partially enclosed viewing booths and requiring minimum lighting requirements in picture arcades, and

WHEREAS, said Ordinance became effective on April 16, 1987, and further provided that picture arcades lawfully existing on April 16, 1987, shall conform to the provisions of said Ordinance not later than August 1, 1987, and

WHEREAS, the compliance date of August 1, 1987 now having passed, it has come to the attention of the Council that a number of picture arcades located in the City of Modesto are not in compliance with said Ordinance and are operating, and continue to operate, on and after August 1, 1987, in violation of the provisions of said Ordinance in that picture viewing is permitted in enclosed or partially enclosed booths or rooms and in that the lighting provided fails to meet specified minimum levels of illumination, among other violations.

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Modesto finds the unlawful operation of a picture arcade in violation of Sections 4-1.1301 through 4-1.1307 of the Modesto Municipal Code to be a public nuisance, as authorized by Charter Section 1602 and Modesto Municipal Code Section 1-2.01, in that said conditions are injurious and dangerous to the health and welfare of the citizens comprising this City and that said conditions negatively affect the entire community of Modesto.

BE IT FURTHER RESOLVED that the City Attorney is hereby directed to immediately commence such actions as he deems necessary, not excluding litigation, to cause the abatement and termination of the aforesaid public nuisance and to enjoin the continuance and maintenance of said nuisance.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4 day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-683

A RESOLUTION GRANTING THE APPEAL OF JOHN R. DOXEY & ASSOCIATES ON BEHALF OF VILLAGE PROPERTIES TO REZONE PROPERTY FROM R-3 TO P-D(429), PROPERTY LOCATED AT THE SOUTHEAST CORNER OF BRIGGSMORE AVENUE AND LAKEWOOD AVENUE, AND OVERRULING THE DECISION OF THE PLANNING COMMISSION. (VILLAGE PROPERTIES)

WHEREAS, a verified application for an amendment to Section 24-3-9 of the Zoning Map was filed by James Horn on May 6, 1987, to reclassify from Medium High Density Residential Zone, R-3, to Planned Development Zone, P-D, to allow a commercial strip center allowing commercial and office uses permitted in the Neighborhood Commercial C-1 Zone, property located at the southeast corner of Briggsmore Avenue and Lakewood Avenue, described as follows:

R-3 to P-D(429)

Parcel A as per parcel map filed June 29, 1984, in Volume 35 of Parcel Maps, page 36, Stanislaus County Records; being a portion of Lot 17 in Block 1656 of Old Orchard No. 3 located in the northwest quarter of Section 24, Township 3 South, Range 9 East, Mount Diablo Base and Meridian.

Including the east 50.00 feet of Lakewood Avenue and all of East Briggsmore Avenue and portion of M.I.D. Lateral No. 3 located between said Parcel A and the north line of said Section 24 and all immediately adjacent to the above described property.

and

WHEREAS, a public hearing was held by the Planning Commission on July 20, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, at which hearing evidence both oral and documentary was received and considered, and

WHEREAS, after considering said evidence, the Planning Commission found and determined that rezoning the property as requested is not required by public necessity, convenience and general welfare for the reasons set forth in Planning Commission Resolution No. 87-127, and

WHEREAS, an appeal of the Planning Commission's denial of the request to rezone the property was filed with the Office of the City Clerk by John R. Doxey & Associates on behalf of Village Properties by letter dated July 22, 1987, and

WHEREAS, said appeal was set for a public hearing before the City Council at its regular meeting place in the City Council Chambers in the City Hall, 801 11th Street, Modesto, California, on August 11, 1987, at 7:30 p.m., for consideration, and

WHEREAS, after hearing evidence, both oral and documentary, the Council found and determined that said appeal to the denial of the requested rezoning of the property from Medium High Density Residential Zone, R-3, to Planned Development Zone, P-D(429), should be granted for the following reasons:

1. That it is appropriate for commercial and offices uses at this location because of the high service and commercial need in the area.

2. That the proposed northerly driveway for right-out only will not disrupt traffic circulation on Lakewood Avenue in the present or future.

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

SECTION 1. APPEAL GRANTED. The appeal of John R. Doxey & Associates on behalf of Village Properties to reclassify the property

described above from Medium High Density Residential Zone, R-3, to Planned Development Zone, P-D(429), is hereby granted and the decision of the Planning Commission is overruled for the reasons set forth above.

SECTION 2. DEVELOPMENT PLAN. The development plan for Planned Development Zone, P-D(429), is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan and floor plans titled "Modesto Village Shopping Center" as amended in red, stamped approved by the Planning Commission on July 20, 1987.

2. Prior to the issuance of a building permit, a landscaping and irrigation plan shall be approved by the Director of Parks and Recreation. Screen landscaping shall be installed along the south and east property lines. Landscaping and the irrigation system shall be installed and maintained in accordance with the approved plan.

3. Fences or walls shall be constructed prior to occupancy and shall be as follows:

   Eight-foot decorative masonry wall along the south and east property lines.

4. All landscaping, fences, and walls shall be maintained and the premises shall be kept free of weeds, trash, and other debris.

5. The East Briggsmore frontage shall be improved as required by the Director of Engineering Services prior to the occupancy of any structures or when requested by the Director of Engineering Services to alleviate a health, safety, or traffic problem in the area. Improvements shall include the addition of curb and gutter with pavement match and drainage facilities.

6. Prior to issuance of a building permit, improvement plans for required improvements shall be prepared by a registered civil engineer and approved by the Director of Engineering Services. Improvements shall be constructed in accordance with the approved plans.

7. Prior to issuance of a building permit the developer shall dedicate public utility easements as required by the utility companies and the Director of Engineering Services.

8. Drainage shall be provided as required by the Director of Engineering Services.

9. All outdoor lighting shall be shielded from adjacent residential properties as required by the Director of Engineering Services.

10. Trash bins shall be kept in enclosures in accordance with the approved plan, and shall be constructed of building materials consistent with those used in the major buildings as approved by the Director of Planning and Community Development.

11. No operations conducted on the premises shall cause an unreasonable amount of noise, odor, dust, mud, smoke, vibration, or electrical interference detectable off the premises. All machinery or equipment shall be soundproofed as required by the Director of Engineering Services.

12. No signs shall be permitted above eight feet in height on the south and east faces of the buildings.

13. The south two-way driveway shall be 41 feet in width. The north right-out only driveway shall be approved by the Director of Parking and Traffic.

14. Prior to issuance of a building permit, the developer shall show on the plans submitted to Building Inspection all fire hydrants as required by the Fire Chief. All hydrants required by the Fire Chief shall be installed and operable prior to construction of any structures.

15. All signs shall comply with the sign requirements of the C-3 Zone.

SECTION 3. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned Development Zone, P-D(429):

Construction to begin on or before August 11, 1989, and completion to be not later than August 11, 1990.

SECTION 4. CHANGES IN DEVELOPMENT PLAN. Any changes in the above-approved development plan shall be made in accordance with the provisions of Section 10-2.1709 of the Modesto Municipal Code.

SECTION 5. COMPLIANCE WITH CODE PROVISIONS, ETC. In all other respects said planned development shall be accomplished in accordance with and in strict adherence to the provisions of Article 17 of Title X of the Modesto Municipal Code relating to Planned Development Zones and other applicable City laws, rules, regulations and procedures.

SECTION 6. EFFECTIVE DATE. The development plan and development schedule for Planned Development Zone, P-D(429), set forth in Sections 1 and 2 above, shall not become effective unless and until Ordinance No. 2535-C.S., introduced on the 11th day of August, 1987, reclassifying the property to Planned Development Zone, P-D(429), becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of August, 1987, by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

APPROVED AS TO DESCRIPTION:

By Allen Nichols
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 87-684

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION MAP 24-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON FROM R-3 TO P-D(429). (VILLAGE PROPERTIES)

WHEREAS, on August 11, 1987, the City Council introduced Ordinance No. 2535-C.S. giving approval to a project relating to an amendment to Section Map 24-3-9 of the Zoning Map of the City of Modesto to reclassify from Medium High Density Residential Zone, R-3, to Planned Development Zone, P-D(429), property located at the southeast corner of Briggsmore Avenue and Lakewood Avenue, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to an amendment to Section Map 24-3-9 of the Zoning Map of the City of Modesto to reclassify from Medium High Density Residential Zone, R-3, to Planned Development Zone, P-D(429), property located at the southeast corner of Briggsmore Avenue and Lakewood Avenue.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of August, 1987, by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney



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MODESTO CITY COUNCIL
RESOLUTION NO. 87-685

A RESOLUTION GRANTING THE APPEAL OF PACIFIC DESIGN ASSOCIATES, ON BEHALF OF THE BUILDING COMMITTEE OF THE TRINITY UNITED PRESBYTERIAN CHURCH, TO THE ASSESSMENT OF THE CAPITAL FACILITIES FEES ON THE NEW SANCTUARY BUILDING AND AUTHORIZING REFUNDING SAID FEES.

WHEREAS, an application for a conditional use permit for revision of church building areas and locations and modification of parking areas at 1600 Carver Road was filed by Trinity United Presbyterian Church on April 23, 1987, and

WHEREAS, Sections 10-1.202(a) and 10-2.2503 of the Modesto Municipal Code authorize the Board of Zoning Adjustment to grant conditional use permits, and

WHEREAS, a public hearing was held by the Board of Zoning Adjustment on May 28, 1987, in the City Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, at which hearing evidence both oral and documentary was received and considered, and

WHEREAS, at said public hearing the Board of Zoning Adjustment, by Resolution No. 1307, found and determined that the conditional use permit for revision of church building areas and locations and modification of parking areas at 1600 Carver Road should be granted for the reasons set forth in said resolution and subject to the conditions set forth therein, and

WHEREAS, by a letter dated July 17, 1987, an appeal to the assessment of the Capital Facilities Fees on the new sanctuary building in the amount of $4,096.00 was filed with the City Clerk by Pacific Design Associates, on behalf of the Building Committee of the Trinity United Presbyterian Church, and

WHEREAS, said appeal was set for public hearing before the Council of the City of Modesto at its regular meeting place located in the Council Chambers in the City Hall, 801 11th Street, Modesto, California, at 7:30 p.m., on August 11, 1987, and

WHEREAS, at said meeting, after hearing evidence both oral and documentary, the Council of the City of Modesto found and determined that the appeal of Pacific Design Associates, on behalf of the Building Committee of the Trinity United Presbyterian Church, should be granted.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby grants the appeal of Pacific Design Associates, on behalf of the Building Committee of the Trinity United Presbyterian Church, to the assessment of the Capital Facilities Fees on the new sanctuary building in the amount of $4,096.00 and authorizes refunding said fees.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-686

A RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION WITH THE DEPARTMENT OF TRANSPORTATION UNITED STATES OF AMERICA, FOR GRANTS UNDER THE URBAN MASS TRANSPORTATION ACT OF 1964, AS AMENDED.

WHEREAS, the Secretary of Transportation is authorized to make grants for a mass transportation program of projects, and

WHEREAS, the contract for financial assistance will impose certain obligations upon the applicant, including the provision by it of the local share of the project costs in the program, and

WHEREAS, it is required by the U. S. Department of Transportation in accordance with the provisions of Title VI of the Civil Rights Act of 1964, that in connection with the filing of an application for assistance under the Urban Mass Transportation Act of 1964, as amended, the applicant give an assurance that it will comply with Title VI of the Civil Rights Act of 1964 and the U. S. Department of Transportation requirements thereunder, and

WHEREAS, it is the goal of the applicant that minority business enterprise be utilized to the fullest extent possible in connection with this project, and that definite procedures shall be established and administered to ensure that minority business shall have the maximum construction contracts, supplies, equipment contracts, or consultant and other services,

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

1. That the City Manager of the City of Modesto is authorized to execute and file an application on behalf of the City of Modesto with the U. S. Department of Transportation to aid in the financing of planning, capital and/or operating assistance projects pursuant to Section 9 of the

Urban Mass Transportation Act of 1964, as amended, and listed in the Section 9 Program of Projects attached hereto marked Exhibit A and incorporated herein by reference.

2. That the City Manager of the City of Modesto is authorized to execute and file with such application an assurance or any other document required by the U. S. Department of Transportation effectuating the purposes of Title VI of the Civil Rights Act of 1964.

3. That Douglas J. Carmody, Director of Parking and Traffic, is authorized to furnish such additional information as the U. S. Department of Transportation may require in connection with the application for the program of projects.

4. That the City Manager of the City of Modesto is authorized to set forth and execute affirmative minority business policies in connection with the program of projects' procurement needs.

5. That the City Manager of the City of Modesto is authorized to execute grant agreements on behalf of the City of Modesto with the U. S. Department of Transportation for aid in the financing of the planning, capital and/or operating assistance program of projects.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of August, 1987, by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Patterson, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: McGrath, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

REVISED
SECTION 9
PROGRAM OF PROJECTS
FOR FY 1987/88

Urbanized Area: Modesto, California

| | | |
|---|---|---|
| Estimated Apportionment: | $ 436,769 | FY 1988 Restricted(1) |
| | $1,061,423 | FY 1988 Unrestricted(2) |
| Carryover Funds: | $1,285,551 | Restricted |
| | $ 551,494 | Unrestricted |
| Transfer Funds: | $ -0- | |
| Total Funds Available: | $1,722,320 | Restricted |
| | $1,612,917 | Unrestricted |

Recipient

City of Modesto

Program of Projects

| | Project Description | Total Amount | Project Type | Federal Share |
|---|---|---|---|---|
| 1. | Operating Assistance: 7/1/87 - 6/30/88 | $3,461,443 | Operating | $1,408,021(3) |
| 2. | Purchase two 40' replacement buses | $ 326,000 | Capital | $ 260,800(4) |
| 3. | Build new bus maintenance facility | $4,334,000 | Capital | $1,461,520 Sec. 9(5)<br>$2,005,680 Sec. 3(6) |
| | Total programmed | $8,121,443 | | $5,136,021 |

Footnotes:

(1) Restricted funds can only be used for capital purchases.

(2) Unrestricted funds can be used for either operating or capital purposes.

(3) Sources: Carryover Sec. 9 - $551,494
FY 1988 apportionment - $856,527

(4) Source: Carryover Sec. 9 - $260,800

(5) Sources: Carryover Sec. 9 - $1,024,751
FY 1988 apportionment - $436,769

(6) Submittal of a Sec. 3 application is anticipated.

MODESTO CITY COUNCIL
RESOLUTION NO. 87-687

A RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION WITH THE DEPARTMENT OF TRANSPORTATION, UNITED STATES OF AMERICA, FOR A CAPITAL ASSISTANCE GRANT UNDER SECTION 3 OF THE URBAN MASS TRANSPORTATION ACT OF 1964, AS AMENDED, FOR SITE ACQUISITION, DEVELOPMENT AND CONSTRUCTION OF A NEW BUS MAINTENANCE AND STORAGE FACILITY.

WHEREAS, the Secretary of Transportation is authorized to make grants for mass transportation projects, and

WHEREAS, the contract for financial assistance will impose certain obligations upon the applicant, including the provision by it of the local share of project costs, and

WHEREAS, it is required by the U.S. Department of Transportation in accordance with the provisions of Title VI of the Civil Rights Act of 1964, that in connection with the filing of an application for assistance under the Urban Mass Transportation Act of 1964, as amended, the applicant give an assurance that it will comply with Title VI of the Civil Rights Act of 1964 and the U.S. Department of Transportation requirements thereunder, and

WHEREAS, it is the goal of the Applicant that minority business enterprise be utilized to the fullest extent possible in connection with this project, and that definitive procedures shall be established and administered to ensure that minority businesses shall have the maximum construction contracts, supplies, equipment contracts, or consultant and other services,

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

1. That the City Manager of the City of Modesto is authorized to execute and file an application on behalf of the City of Modesto with the U.S. Department of Transportation, to aid in the financing of a new bus maintenance

and storage facility, pursuant to Section 3 of the Urban Mass Transportation Act of 1964, as amended.

2. That the City Manager of the City of Modesto is authorized to execute and file with such application an assurance or any other document required by the U.S. Department of Transportation effectuating the purposes of Title VI of the Civil Rights Act of 1964.

3. That Douglas J. Carmody, Director of Parking and Traffic, is authorized to furnish such additional information as the U.S. Department of Transportation may require in connection with the application or the project.

4. That the City Manager of the City of Modesto is authorized to set forth and execute affirmative minority business policies in connection with the project's procurement needs.

5. That the City Manager of the City of Modesto is authorized to execute grant contract agreements on behalf of the City of Modesto with the U.S. Department of Transportation for aid in the financing of the new bus maintenance and storage facility.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of August, 1987, by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Patterson, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: McGrath, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney



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MODESTO CITY COUNCIL
RESOLUTION NO. 87-688

A RESOLUTION ACCEPTING THE BID OF CALASKA LIMITED GENERAL CONTRACTORS FOR THE POLICE SHOP BUILDING DOOR MODIFICATION

WHEREAS, Resolution No. 87-550, adopted by the Council of the City of Modesto on July 7, 1987, approved the plans and specifications for the Police shop building door modification and authorized the calling for bids; and

WHEREAS, the bids received for the Police shop building door modification were opened at 11:00 a.m. on July 28, 1987, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of Calaska Limited General Contractors in the amount of $7,594 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Calaska Limited General Contractors in the amount of $7,594 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of August, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-689

A RESOLUTION ACCEPTING THE BID OF GEORGE REED, INC. FOR THE CONSTRUCTION OF THE ORCHARD PARK SIDEWALKS

WHEREAS, Resolution No. 87-615, adopted by the Council of the City of Modesto on July 21, 1987, approved the plans and specifications for the construction of the Orchard Park sidewalks and authorized the calling for bids; and

WHEREAS, the bids received for the construction of the Orchard Park sidewalks were opened at 11:10 a.m. on August 4, 1987, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of George Reed, Inc. in the amount of $24,550.40 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of George Reed, Inc. in the amount of $24,550.40 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of August, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-690

A RESOLUTION ACCEPTING THE BID OF BOWERS COMPANY FOR THE BOISE AVENUE WATERLINE EXTENSION FROM STANDISH TO DEZZANI

WHEREAS, Resolution No. 87-616, adopted by the Council of the City of Modesto on July 21, 1987, approved the plans and specifications for the Boise Avenue waterline extension from Standish to Dezzani and authorized the calling for bids; and

WHEREAS, the bids received for the Boise Avenue waterline extension from Standish to Dezzani were opened at 11:15 a.m. on August 4, 1987, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of Bowers Company in the amount of $13,492.50 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Bowers Company in the amount of $13,492.50 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of August, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-691

A RESOLUTION ACCEPTING THE RELOCATION OF THE REFUSE COMPACTOR PAD AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering, that the relocation of the refuse compactor pad

has been completed by Tri County Builders

in accordance with the contract agreement dated March 10, 1987.

NOW, THEREFORE, BE IT RESOLVED that the relocation of the refuse compactor pad

be accepted from said contractor, Tri County Builders;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $17,576.80 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of August, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-692

A RESOLUTION ACCEPTING THE SISK AND DALE ROAD WATERLINE EXTENSION AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering , that the Sisk and Dale Road waterline extension

has been completed by W.M. Lyles Company
in accordance with the contract agreement dated May 5, 1987 .

NOW, THEREFORE, BE IT RESOLVED that the Sisk and Dale Road waterline extension

be accepted from said contractor, W.M. Lyles Company ; that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $63,819.80 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of August, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-693

A RESOLUTION ACCEPTING THE 1987 STREET OVERLAYS AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering , that the 1987 street overlays

has been completed by Granite Construction Company

in accordance with the contract agreement dated April 21, 1987 .

NOW, THEREFORE, BE IT RESOLVED that the 1987 street overlays

be accepted from said contractor, Granite Construction Company ; that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $411,510.76 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of August, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-694

**A RESOLUTION SETTING TIME AND PLACE FOR HEARING** REGARDING THE RENEWAL OF THE M&ET RAILROAD FRANCHISE

**BE IT HEREBY RESOLVED by the Council of the City of Modesto that** September 1, 1987 **, at** 4:00 **P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of** the renewal of the M&ET Railroad franchise covering the operation of trains on "B" Street from 12th Street to near 7th Street.

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 11th **day of** August **, 19**87**, by Councilmember** Whiteside **, who moved its adoption, which motion being duly seconded by Councilmember** Lang **, was upon roll call carried and the resolution adopted by the following vote:**

**AYES: Councilmembers:** Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

**NOES: Councilmembers:** None

**ABSENT: Councilmembers:** None

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-695

A RESOLUTION ACCEPTING THE CALIFORNIA PARK AND RECREATIONAL FACILITIES ACT OF 1984 HISTORICAL PRESERVATION GRANT FOR THE MC HENRY MANSION RESTORATION.

WHEREAS, at its meeting of September 23, 1986, the City Council adopted Resolution No. 86-1138 approving an application for a grant funded by the California Park and Recreational Facilities Act of 1984 - Historical Preservation Grant for the McHenry Mansion restoration, and

WHEREAS, the City of Modesto has been notified that its grant application for the McHenry Mansion restoration has been approved,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it does hereby accept the California Park and Recreational Facilities Act of 1984 - Historical Preservation Grant in the amount of $26,000 for the McHenry Mansion restoration.

BE IT FURTHER RESOLVED that the execution of the grant acceptance by the City designated official, Garth Lipsky, City Manager, be and it is hereby authorized.

BE IT FURTHER RESOLVED that the City Manager is authorized to execute and submit all documents, including but not limited to amendments, payment requests, and other documents which may be necessary regarding the aforementioned grant.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of August, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-696

A RESOLUTION APPROVING THE FINAL MAP OF THE DRY CREEK WOODS SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, Continental Paragon Corporation is possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 29.764 acres, known as the Dry Creek Woods Subdivision, and

WHEREAS, a tentative map of said tract was approved by the Planning Commission of the City of Modesto on the 29th day of September, 1986, and

WHEREAS, the Secretary of the Planning Commission of the City of Modesto has certified that the final map of said tract substantially conforms to the approved tentative map, and

WHEREAS, the City Engineer of the City of Modesto has certified that the final map of said Dry Creek Woods Subdivision meets all of the provisions of the California Subdivision Map Act and the provisions of the Modesto Municipal Code relating to subdivisions, and that the map is technically correct,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said final map be approved; that the streets, alleys and easements as shown thereon within the boundaries of said tract be accepted on behalf of the public for public use; and that the City Clerk be authorized to certify the map of said tract on behalf of the City of Modesto after the fees and deposits required by the Modesto Municipal Code in amounts determined by the City Engineer have been paid, and subdividers have furnished securities, as set forth in Section 4-4.605 of the Modesto Municipal Code, which shall secure the obligations set forth in Section 66499.3 of the Government Code of the State

of California. Said securities shall be in forms acceptable to the City Attorney and in the amounts required by the Agreement hereinafter referred to.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11 day of August, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-697

A RESOLUTION APPROVING THE FINAL MAP OF THE WESTRIDGE NO. 4 SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, Zagaris Management Services, Inc. is possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 8.154 acres, known as the Westridge No. 4 Subdivision, and

WHEREAS, a tentative map of said tract was approved by the City Planning Commission on the 5th day of January, 1987, and

WHEREAS, the Secretary of the Planning Commission of the City of Modesto has certified that the final map of said tract substantially conforms to the approved tentative map, and

WHEREAS, the City Engineer of the City of Modesto has certified that the final map of said Westridge No. 4 Subdivision meets all of the provisions of the California Subdivision Map Act and the provisions of the Modesto Municipal Code relating to subdivisions, and that the map is technically correct, and

WHEREAS, all public improvements required by the City of Modesto have been completed in said tract,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said final map be approved; that the improvements completed in said tract be accepted; that the streets, alleys and easements as shown thereon within the boundaries of said tract be accepted on behalf of the public for public use; and that the City Clerk be authorized to certify the map of said tract on behalf of the City of Modesto after the fees and deposits required by the Modesto Municipal Code in amounts determined by the City Engineer have been paid.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11 day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Patterson, Sutton, Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: McGrath, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

2807CA

MODESTO CITY COUNCIL
RESOLUTION NO. 87-698

A RESOLUTION APPROVING THE FINAL MAP OF THE LIVE OAK SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, Florsheim Bros., a General Partnership is possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 3.622 acres, known as the Live Oak Subdivision, and

WHEREAS, a tentative map of said tract was approved by the Planning Commission of the City of Modesto on the 6th day of July, 1987, and

WHEREAS, the Secretary of the Planning Commission of the City of Modesto has certified that the final map of said tract substantially conforms to the approved tentative map, and

WHEREAS, the City Engineer of the City of Modesto has certified that the final map of said Live Oak Subdivision meets all of the provisions of the California Subdivision Map Act and the provisions of the Modesto Municipal Code relating to subdivisions, and that the map is technically correct,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said final map be approved; that the streets, alleys and easements as shown thereon within the boundaries of said tract be accepted on behalf of the public for public use; and that the City Clerk be authorized to certify the map of said tract on behalf of the City of Modesto after the fees and deposits required by the Modesto Municipal Code in amounts determined by the City Engineer have been paid, and subdividers have furnished securities, as set forth in Section 4-4.605 of the Modesto Municipal Code, which shall secure the obligations set forth in Section 66499.3 of the Government Code of the State of California. Said securities shall be in forms acceptable to the City Attorney and in the amounts required by the Agreement hereinafter referred to.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11 day of August, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

2807CA

MODESTO CITY COUNCIL
RESOLUTION NO. 87-699

A RESOLUTION REJECTING APPLICATION FOR LEAVE TO PRESENT LATE CLAIM OF CARDOZO, NICKERSON, MARTELLI, CURTIS & ARATA, ON BEHALF OF NINEVAH, INC., RECEIVED IN THE OFFICE OF THE CITY CLERK, CITY OF MODESTO

WHEREAS, an application for lease to present late claim by Cardozo, Nickerson, Martelli, curtis & Arata, on behalf of Ninevah, Inc., against the City of Modesto was received on July 31, 1987, in the office of the City Clerk.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the application for leave to present late claim by Cardozo, Nickerson, Martelli, Curtis & Arata, on behalf of Ninevah, Inc., against the City of Modesto, received on July 31, 1987, in the office of the City Clerk, City of Modesto, is hereby rejected.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of August, 1987, by Councilmember Whiteside , who moved its adoption, which motion being duly seconded by Councilmember Lang , was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-700

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND THEODORE M. COOK FOR LEASE OF STORAGE/OFFICE SPACE AT 500 9TH STREET

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Theodore M. Cook for lease of storage/office space at 500 9th Street for three years

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of August, 1987, by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: McGrath

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-701

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR PLANNED DEVELOPMENT ZONE, P-D(427). (CONTINENTAL PARAGON CORPORATION)

WHEREAS, a verified application for an amendment to Section 24-3-9 of the Zoning Map was filed by Continental Paragon Corporation on June 1, 1987, to reclassify from Medium High Density Residential Zone, R-3, to Planned Development Zone, P-D, to allow a two-story residential condominium, property located on the northwest corner of Claus Road and Scenic Drive, described as follows:

All that portion of Section 24, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, City of Modesto, California, described as follows:

BEGINNING at the centerline intersection of present 70 foot wide Cedar Creek Court and 100 foot wide Claus Road; thence South on said Claus Road centerline 903.61 feet to the intersection of said Claus Road centerline with the centerline of Scenic Drive; thence West on said Scenic Drive centerline, 20.33 feet to the beginning of a curve concave to the south having a radius of 145.10 feet and a central angle of 18°22'31"; thence westerly on the arc of said curve 46.53 feet; thence South 71°37'29" West on said centerline 245.90 feet to the beginning of a curve concave to the north, having a radius of 350 feet and a central angle of 17°57'30"; thence westerly on the arc of said curve, 109.70 feet, thence continuing on said centerline, South 89°34'59" West, 132.78 feet to the intersection of said centerline with the southerly prolongation of the west line of Parcel "C" as shown on said Book 30 of Parcel Maps, Page 11, Stanislaus County Records; thence North on said west parcel line 1007.32 feet to the intersection of the northerly prolongation of said west line with the centerline of Cedar Creek Court; thence East on said centerline 540.00 feet to the point of beginning of this description.

Containing 12.005 acres, more or less.

and

WHEREAS, after a public hearing held on July 6, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, it was found and determined by the Planning Commission, by its Resolution No. 87-117, that rezoning of the property as requested is required by public necessity, convenience and general welfare for the following reasons:

1. The dwelling unit density in the proposed P-D zone conforms to the General Plan and the density allowed in the existing zoning.

2. The development plan shows sensitivity to the City's more recently reinforced desire to facilitate traffic flow by proposing no driveways onto Claus Road and one driveway onto Scenic Drive as far as possible from Claus Road.

3. The revised plan provides for necessary right-of-way dedication for widening both Claus Road and Scenic Drive.

and

WHEREAS, after a public hearing held on August 18, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of Continental Paragon Corporation for a Planned Development Zone should be granted as consonant with public necessity, convenience and general welfare for the reasons set forth in Planning Commission Resolution No. 87-117 and quoted above, and

WHEREAS, the Council has introduced Ordinance No. 2536 -C.S. on the 18th day of August, 1987, reclassifying the above-described property from Medium High Density Residential Zone, R-3, to Planned Development Zone, P-D(427).

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

SECTION 1. DEVELOPMENT PLAN. The development plan for Planned Development Zone, P-D(427), is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan and floor plans titled "Crown Ridge Condominiums" as amended in red, stamped approved by the City Council on August 18, 1987.

2. Prior to the issuance of a building permit, a landscaping and irrigation plan shall be approved by the Director of Parks and Recreation. Screen landscaping shall be installed along the west property line. Landscaping and the irrigation system shall be installed and maintained in accordance with the approved plan.

3. Fences or walls shall be constructed prior to occupancy and shall be as follows:

   Seven-foot double-sided wood fence with decorative masonry pilasters along the west property line.

4. All landscaping, fences, and walls shall be maintained and the premises shall be kept free of weeds, trash, and other debris.

5. The developer shall dedicate 16 feet and 20 feet of right-of-way required by the Director of Engineering Services to complete Claus Road and Scenic Drive to 132-foot expressway and 100-foot major street standards, respectively. Said dedication shall be made prior to the issuance of a building permit or at any time requested by the Director of Engineering Services to alleviate a health, safety, or traffic problem in the area. No parking shall be allowed along Claus Road.

6. The Claus Road and Scenic Drive frontages shall be improved to major street standards, respectively, prior to the occupancy of any structures or when requested by the Director of Engineering Services to alleviate a health, safety, or traffic problem in the area.

7. Prior to issuance of a building permit, improvement plans for required improvements shall be prepared by a registered civil engineer and approved by the Director of Engineering Services. Improvements shall be constructed in accordance with the approved plans.

8. All private streets and parking areas shall be constructed in accordance with the standard structural section for residential streets as contained in the City of Modesto Standard Specifications.

9. Prior to issuance of a building permit the developer shall dedicate public utility easements as required by the utility companies and the Director of Engineering Services.

10. Irrigation lines shall be removed, relocated, or protected as required by the Modesto Irrigation District and the Director of Engineering Services. Easements for irrigation lines to remain shall be dedicated.

11. The development shall be served by positive storm drainage as required by the Director of Engineering Services. Storm drainage fees shall be paid as required by the Municipal Code for the Claus Road Storm Drainage District.

12. Trash bins shall be kept in enclosures in accordance with the approved plan, and shall be constructed of building materials consistent with those used in the major buildings as approved by the Director of Planning and Community Development.

13. All utilities shall be underground and cable television service shall be stubbed into all units.

14. All signs shall comply with the sign requirements of the R-3 Zone.

15. Prior to the issuance of a building permit for any structure, a final subdivision map shall be recorded.

16. All curbcuts serving two-way driveways shall be 41 feet in width.

17. Prior to issuance of a building permit, the developer shall show on the plans submitted to Building Inspection all fire hydrants as required by the Fire Chief. All hydrants required by the Fire Chief shall be installed and operable prior to construction of any structures.

18. No second-story windows, decks, or balconies allowing view to adjoining property to the west shall be permitted on buildings closer than 40 feet to the west property line. To assure this, the building plans for such buildings shall be approved by the Director of Planning and Community Development.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned Development Zone, P-D(427):

> That the construction program be accomplished in one phase, construction to begin on or before July 6, 1989, and completion to be not later than July 6, 1990.

SECTION 3. CHANGES IN DEVELOPMENT PLAN. Any changes in the above-approved development plan shall be made in accordance with the provisions of Section 10-2.1709 of the Modesto Municipal Code.

SECTION 4. COMPLIANCE WITH CODE PROVISIONS, ETC. In all other respects said planned development shall be accomplished in accordance with and in strict adherence to the provisions of Article 17 of Title X of the Modesto Municipal Code relating to Planned Development Zones and other applicable City laws, rules, regulations and procedures.

SECTION 5. EFFECTIVE DATE. This resolution shall not become effective unless and until the ordinance reclassifying the above-described property to Planned Development Zone, P-D(427), becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18 day of August, 1987, by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

APPROVED AS TO DESCRIPTION:

By William Fredrick
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 87-702

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION MAP 22-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON FROM R-3 TO P-D(427).

WHEREAS, on August 18, 1987 the City Council introduced Ordinance No. 2536-C.S. giving approval to a project relating to an amendment to Section Map 24-3-9 of the Zoning Map of the City of Modesto to reclassify from Medium High Density Residential Zone, R-3, to Planned Development Zone, P-D(427), property located on the northwest corner of Claus Road and Scenic Drive, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to an amendment to Section Map 24-3-9 of the Zoning Map of the City of Modesto to reclassify from Medium High Density Residential Zone, R-3, to Planned Development Zone, P-D(427), property located on the northwest corner of Claus Road and Scenic Drive.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18 day of August, 1987, by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 87-703

A RESOLUTION GRANTING THE APPEAL OF J. WILMAR JENSEN, ON BEHALF OF THE SUNDIAL RESTAURANT, TO ADMINISTRATIVE ACTIONS TAKEN BY THE BUILDING INSPECTION DEPARTMENT AND AUTHORIZING REFUNDING CAPITAL FACILITIES FEES.

WHEREAS, in March of 1987 an application for a Building Permit was filed by Ernie Yoshino, Architect, on behalf of the Sundial Restaurant for modifications and renovations of its facilities located at 806 and 808 McHenry Avenue in the City of Modesto, and

WHEREAS, the applicant received an estimate for the Building Permit in relation to the Sundial Restaurant project in the approximate amount of $9,000, and

WHEREAS, prior to the issuance of a Building Permit a letter of compliance from the Modesto City Schools District was required, and

WHEREAS, the applicant obtained the required letter of compliance from the School District and filed said letter with the Building Inspection Department on July 1, 1987, and

WHEREAS, on July 1, 1987, the Capital Facilities Fees ordinance became effective, and

WHEREAS, on July 6, 1987, representatives of the Sundial Restaurant paid under protest Building Permit fees in excess of $23,000, and

WHEREAS, on July 8, 1987, Duane Carver, the Contractor, obtained the Building Permit on behalf of the Sundial Restaurant, and

WHEREAS, by letter dated July 28, 1987, an appeal was filed by J. Wilmar Jensen, on behalf of the Sundial Restaurant, to the administrative actions taken by the Building Inspection Department as to the assessment of the Capital Facilities Fees, and

WHEREAS, said appeal was set for public hearing before the Council of the City of Modesto at its regular meeting place located in the Council Chambers in the City Hall, 801 11th Street, Modesto, California, at 4:00 p.m., on August 18, 1987, and

WHEREAS, at said meeting, after hearing evidence both oral and documentary, the Council of the City of Modesto found and determined that the appeal of J. Wilmar Jensen, on behalf of the Sundial Restaurant, should be granted.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby grants the appeal of J. Wilmar Jensen, on behalf of the Sundial Restaurant, to the administrative actions taken by the Building Inspection Department as to the assessment of the Capital Facilities Fees on the Sundial Restaurant project and authorizes refunding said fees in the amount of $14,289.52 .

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of August, 1987, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside

NOES: Councilmembers: Mayor Mensinger

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-704

AN URGENCY RESOLUTION EXTENDING RESOLUTION NO. 87-499 ENTITLED "AN INTERIM RESOLUTION ADOPTING A FEE IN CONNECTION WITH MAINTENANCE OF ROCKWELLS." FOR AN ADDITIONAL THIRTY (30) DAY PERIOD.

BE IT RESOLVED by the Council of the City of Modesto pursuant to the authority conferred by Government Code Section 65962 that Resolution No. 87-499 is hereby extended for an additional thirty (30) day period from and after the effective date of this resolution.

BE IT FURTHER RESOLVED that this resolution has been enacted to protect the public health, welfare and safety by providing needed funds to service rockwells in order to prevent danger to life or property caused by flooding from inadequately maintained rockwells. This resolution shall be effective immediately.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18 day of August, 1987, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call

carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-705

A RESOLUTION GRANTING THE APPEAL OF BARBARA AND RICHARD JONES TO A BOARD OF ZONING ADJUSTMENT DECISION RELATING TO A SIGN FOR BLACK WALNUT SQUARE APARTMENTS AT 2900 WEST RUMBLE ROAD.

WHEREAS, on August 20, 1986, a sign contractor for Mr. Richard W. Jones, owner and developer of the Black Walnut Square Apartments at 2900 West Rumble Road in the City of Modesto, applied for a sign permit to install a non-illuminated directional sign in front of the apartment project, and

WHEREAS, the plan submitted to the City pursuant to the sign permit showed the sign on posts in the ground properly mounted in front of and independent of a low decorative 3'6" high decorative wall located in the front planter area of the apartment project, and

WHEREAS, the sign permit process was not completed by the developer and the developer caused the sign to be improperly mounted directly to the decorative wall despite staff direction to the contrary and without obtaining a sign permit, and

WHEREAS, Mr. Jones was advised that the sign in front of the Black Walnut Square Apartments at 2900 West Rumble Road in the City of Modesto, which was erected in violation of the sign permit procedure, was an illegal sign and would have to be removed or altered to conform to the City's Sign Regulations and Mr. Jones was directed to obtain a sign permit and correct the sign, and

WHEREAS, on March 16, 1987, Mr. Jones filed an appeal to the administrative decision which directed that the sign be corrected pursuant to obtaining the proper building permit, and

WHEREAS, the appeal to the administrative decision was considered by the Board of Zoning Adjustment at it meeting of April 23, 1987, which matter was continued to May 28, 1987, June 25, 1987, and July 23, 1987, in the City Council Chambers, City Hall, 801 11th Street, at which meetings evidence both oral and documentary was received and considered, and

WHEREAS, thereafter, the Board of Zoning Adjustment by Resolution No. 1512 adopted on July 23, 1987, found and determined that the applicant failed to follow the established sign permit procedure and the sign should be removed from the decorative wall as the sign does not comply with the City's Sign Regulations and is an illegal sign, and

WHEREAS, an appeal to the Board of Zoning Adjustment's decision relating to the sign for Black Walnut Square Apartments at 2900 West Rumble Road in the City of Modesto was filed with the Office of the City Clerk by Barbara J. Jones and Richard W. Jones, Inc., by letter dated July 23, 1987, and

WHEREAS, said appeal was set for a public hearing before the City Council at its regular meeting place in the City Council Chambers in the City Hall, 801 11th Street, Modesto, California, on August 11, 1987, at 7:30 p.m., and upon request of the applicant by letter dated August 4, 1987, said matter was continued to August 18, 1987, at 7:30 p.m., and

WHEREAS, after hearing evidence, both oral and documentary, the Council found and determined that said appeal to the administrative decision should be granted and the sign should be allowed as installed on the decorative wall for the following reasons:

1. The wall served primarily as a screening device for the interior parking lot, and therefore the wall is not just an ornamental embellishment for the sign.

2. The sign meets the aesthetic intent of the sign regulations.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the appeal of Barbara J. Jones and Richard W. Jones, Inc., to the administrative decision relating to the sign installed on the decorative wall is hereby granted and the decision of the Board of Zoning Adjustment is overruled for the reasons set forth above.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of August, 1987, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Hensinger

NOES: Councilmembers: Lang

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-706

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE CONSTRUCTION OF COMMERCIAL ALLEY PAVING PROJECT NO. 5

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

SECTION 1. The plans and specifications for the construction of commercial alley paving Project No. 5 copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on September 15, 1987, at 11:00 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of August, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-707

A RESOLUTION ESTABLISHING A SEARCHLIGHT PERMIT FEE.

WHEREAS, Sections 4-7.1201 through 4-7.1205 of the Modesto Municipal Code regulate the use of searchlights in the City of Modesto, and

WHEREAS, on August 18, 1987 the City Council introduced Ordinance No. 2538 -C.S. relating to an amendment to Section 4-7.1205 of the Modesto Municipal Code to provide that a searchlight use application permit fee shall be established by resolution adopted from time to time by the Council of the City of Modesto, and

WHEREAS, an application must be filed with the Chief of Police of the City of Modesto for such use of searchlights, and

WHEREAS, the Police Department of the City of Modesto shall process said applications for searchlight use permits,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that in accordance with Modesto Municipal Code Section 4-7.1205, a searchlight use application permit fee in the amount of $20.00 shall be charged all applicants to cover the costs of processing the application and issuing the searchlight use permit.

BE IT FURTHER RESOLVED that the searchlight use application permit fee established by this resolution shall become effective and apply on and after the effective date of Ordinance No. 2538 -C.S.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18 day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-708

A RESOLUTION PROVIDING FOR THE DEFENSE OF ACTIONS FOR RECOVERY OF TAXES AND DESIGNATING THE COUNTY OF STANISLAUS AS AGENT FOR SERVICE OF PROCESS IN TAX ACTIONS.

WHEREAS, Revenue and Taxation Code §5149 provides that any city for which county officers collect taxes may provide for the defense by counsel for the county of actions brought against the city for refund of taxes, if the city has designated the County as its agent for service of process for such actions, and

WHEREAS, the Council of the City of Modesto desires to have the County of Stanislaus provide the defense in actions for refund of taxes.

NOW, THEREFORE, BE IT RESOLVED that the City of Modesto hereby designates the County of Stanislaus as its agent for service of process for any and all actions brought against the City of Modesto under Article 2 of Chapter 5 of Part 9 of the California Revenue and Taxation Code (§5140 et seq.).

BE IT FURTHER RESOLVED that the City of Modesto hereby authorizes Stanislaus County to defend any and all actions brought against the City of Modesto under Article 2 of Chapter 5 of Part 9 of the California Revenue and Taxation Code (§5140 et seq.).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18 day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-709

A RESOLUTION APPROVING LEASE/AGREEMENT BETWEEN THE CITY OF MODESTO AND PACIFIC AIRCRAFT SERVICES, INC. TO ENLARGE THEIR HANGAR FACILITY AT THE MODESTO AIRPORT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the lease/agreement between the City of Modesto and Pacific Aircraft Services, Inc. to enlarge their hangar facility at the Modesto Airport be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of August, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-710

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND AVIS RENT-A-CAR SYSTEM, INC. FOR THEIR OPERATION AT THE MODESTO AIRPORT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Avis Rent-A-Car System, Inc. for their operation at the Modesto Airport

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-711

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND HERTZ CORPORATION FOR THEIR OPERATION AT THE MODESTO AIRPORT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Hertz Corporation for their operation at the Modesto Airport

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of August, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-712

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND WALSER TRAVEL SERVICE, INC. FOR THEIR OPERATION AT THE MODESTO AIRPORT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Walser Travel Service, Inc. for their operation at the Modesto Airport

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-713

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND GUS J. PAPATONE FOR THE LEASE OF 11.33± ACRES OF LAND PURCHASED FOR ROSELLE N. PARK SITE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Gus J. Papatone for the lease of 11.33± acres of land purchased for Roselle N. Park site

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of August, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-714

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND RAYMOND L. AND RUBY C. MARSH FOR THE LEASE OF 1004 THRASHER IN THE AIRPORT NEIGHBORHOOD PARK SITE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Raymond L. and Ruby C. Marsh for the lease of 1004 Thrasher in the Airport Neighborhood Park site

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of August, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-715

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND GALLO GLASS COMPANY FOR THE LEASE OF THE MARK TWAIN PARK SITE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Gallo Glass Company for the lease of the Mark Twain Park site

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-716

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND ELSIE OWNBEY FOR WATER SERVICE TO PROPERTY OUTSIDE CITY LIMITS AT 1421 N. CARPENTER ROAD

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Elsie Ownbey for water service to property outside City limits at 1421 N. Carpenter Road located on the west side of Carpenter Road between Shaddox Avenue and Woodland Avenue

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-717

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND JOSEPHINE PASSALAQUA FOR WATER SERVICE TO PROPERTY OUTSIDE THE CITY LIMITS AT 1609 SHADDOX AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Josephine Passalaqua for water service to property outside the City limits at 1609 Shaddox Avenue, located on the north side of Shaddox Avenue between Carpenter Road and Watts Avenue

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-718

A RESOLUTION APPROVING A TEN MONTHS' EXTENSION OF PLANNING COMMISSIONER JOHN FLEMING'S SECOND TERM IN SUPPORT OF HIS ACTIVITIES WITH THE LEAGUE OF CALIFORNIA CITIES

WHEREAS, Planning Commissioner John Fleming is currently serving his second term as Planning Commissioner, which term will expire on January 1, 1988; and

WHEREAS, Planning Commissioner John Fleming has served as Second Vice President and First Vice President of the Planning Community Development Department of the League of California Cities and had been scheduled to be elected President for 1987-88 at the Annual League of California Cities Conference this fall; and

WHEREAS, due to a resignation of the President, Planning Commissioner John Fleming is now President and in his role serves on the Board of Directors of the League of California Cities; and

WHEREAS, City Council Policy 1.008 specifies a two-term maximum for Planning Commissioners.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that the opportunity offered to Planning Commissioner John Fleming and good will generated to the City of Modesto warrants a ten months' extension of his second term to November 1, 1988, to coincide with his term of President of the Planning and Community Development Department of 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 18th day of August, 1987, by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember Muratore , was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-719

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (JOHN HENRY JENNINGS, LOT PORTION IN BLOCK 467 - AMOUNT $283.23)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986 adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $283.23.

SECTION 2. That the cost of the aforesaid work, being the amount of $283.23, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot Portion of Block 467 of City of Modesto as per map filed December 21, 1942, in Volume 15 of Maps, Page 467, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 109-03-22)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Patterson, who moved its adoption, which motion being dully seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Muratore |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

177/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-720

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (WALTER J. MASCIORINIS, LOT PORTION IN BLOCK 467 - AMOUNT $317.22)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986 adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $317.22.

SECTION 2. That the cost of the aforesaid work, being the amount of $317.22, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot Portion of Block 467 of City of Modesto as per map filed December 21, 1942, in Volume 15 of Maps, Page 467, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 109-03-23)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Patterson, who moved its adoption, which motion being dully seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Muratore |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

177/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-721

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (VERA S. CHREESE, LOT PORTION IN BLOCK 467 - AMOUNT $249.25)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No.86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $249.25.

SECTION 2. That the cost of the aforesaid work, being the amount of $249.25, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot Portion of Block 467 of City of Modesto as per map filed December 21, 1942, in Volume 15 of Maps, Page 467, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 109-03-24)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Patterson, who moved its adoption, which motion being dully seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Muratore |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

177/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-722

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (VALENTINE E. KELLY, LOT PORTION IN BLOCK 467 - AMOUNT $283.23)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No.86-989 ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $283.23.

SECTION 2. That the cost of the aforesaid work, being the amount of $283.23, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot Portion of Block 467 of City of Modesto as per map filed December 21, 1942, in Volume 15 of Maps, Page 467, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 109-03-25)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Patterson, who moved its adoption, which motion being dully seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Muratore |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

177/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-723

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (VERLE BARTELS, LOT 37 & 38 IN BLOCK 467 - AMOUNT $226.59)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $226.59.

SECTION 2. That the cost of the aforesaid work, being the amount of $226.59, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 37 & 38 of Block 467 of City of Modesto as per map filed December 21, 1942, in Volume 15 of Maps, Page 467, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 109-03-26)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Patterson, who moved its adoption, which motion being dully seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Muratore |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

177/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-724

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (HOWARD E. BATES, LOT 35 & 36 IN BLOCK 467 - AMOUNT $226.59)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No.86-989 , ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $226.59.

SECTION 2. That the cost of the aforesaid work, being the amount of $226.59, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 35 & 36 of Block 467 of City of Modesto as per map filed December 21, 1942, in Volume 15 of Maps, Page 467, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 109-03-27)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Patterson, who moved its adoption, which motion being dully seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Muratore |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

177/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-725

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (GUIDO P. TERESI, LOT PORTION IN BLOCK 467 - AMOUNT $283.23)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $283.23.

SECTION 2. That the cost of the aforesaid work, being the amount of $283.23, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot Portion of Block 467 of City of Modesto as per map filed December 21, 1942, in Volume 15 of Maps, Page 467, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 109-03-28)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Patterson, who moved its adoption, which motion being dully seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Muratore |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

177/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-726

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (FLORENCE S. SMITH, LOT PORTION IN BLOCK 467 - AMOUNT $283.23)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No.86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $283.23.

SECTION 2. That the cost of the aforesaid work, being the amount of $283.23, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot Portion of Block 467 of City of Modesto as per map filed December 21, 1942, in Volume 15 of Maps, Page 467, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 109-03-29)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Patterson, who moved its adoption, which motion being dully seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Muratore |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

177/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-727

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (BETTY J. MONTEITH, LOT PORTION IN BLOCK 467 - AMOUNT $283.23)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $283.23.

SECTION 2. That the cost of the aforesaid work, being the amount of $283.23, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot Portion of Block 467 of City of Modesto as per map filed December 21, 1942, in Volume 15 of Maps, Page 467, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 109-03-30)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Patterson, who moved its adoption, which motion being dully seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Muratore |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

177/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-728

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (WILMAR J. JENSEN, LOT PORTION IN BLOCK 467 - AMOUNT $283.25)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986, adopt its Resolution No.86-989 , ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $283.25.

SECTION 2. That the cost of the aforesaid work, being the amount of $283.25, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot Portion of Block 467 of City of Modesto as per map filed December 21, 1942, in Volume 15 of Maps, Page 467, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 109-03-31)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Patterson, who moved its adoption, which motion being dully seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Muratore |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

177/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-729

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (CORNELIO Q. HERNANDEZ, LOT PORTION IN BLOCK 467 - AMOUNT $317.22)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $317.22.

SECTION 2. That the cost of the aforesaid work, being the amount of $317.22, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot Portion of Block 467 of City of Modesto as per map filed December 21, 1942, in Volume 15 of Maps, Page 467, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 109-03-32)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The fo: going resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Patterson, who moved its adoption, which motion being dully seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Muratore |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

177/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-720

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (LOUISE E. LEWIS, LOT PORTION IN BLOCK 467 - AMOUNT $249.25)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986, adopt its Resolution No.86-989 , ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $249.25.

SECTION 2. That the cost of the aforesaid work, being the amount of $249.25, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot Portion of Block 467 of City of Modesto as per map filed December 21, 1942, in Volume 15 of Maps, Page 467, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 109-03-33)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Patterson, who moved its adoption, which motion being dully seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Muratore |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

177/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-731

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (RICHARD H. DOSCHER, LOT 18 & 19 IN BLOCK 467 - AMOUNT $226.59)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No.86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $226.59.

SECTION 2. That the cost of the aforesaid work, being the amount of $226.59, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 18 & 19 of Block 467 of City of Modesto as per map filed December 21, 1942, in Volume 15 of Maps, Page 467, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 109-03-34)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Patterson, who moved its adoption, which motion being dully seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Muratore |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

177/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-732

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (PHILIP A. SANDERS, LOT PORTION IN BLOCK 467 - AMOUNT $283.23)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $283.23.

SECTION 2. That the cost of the aforesaid work, being the amount of $283.23, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot Portion of Block 467 of City of Modesto as per map filed December 21, 1942, in Volume 15 of Maps, Page 467, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 109-03-35)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Patterson, who moved its adoption, which motion being dully seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Muratore |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

177/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-733

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (CAROLYN A. BRADFORD, LOT PORTION IN BLOCK 467 - AMOUNT $283.23)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No.86-989 , ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $283.23.

SECTION 2. That the cost of the aforesaid work, being the amount of $283.23, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot Portion of Block 467 of City of Modesto as per map filed December 21, 1942, in Volume 15 of Maps, Page 467, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 109-03-36)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Patterson, who moved its adoption, which motion being dully seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Muratore |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

177/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-734

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (GARY A. SIMONSON, LOT 11 & 12 IN BLOCK 467 - AMOUNT $226.59)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $226.59.

SECTION 2. That the cost of the aforesaid work, being the amount of $226.59, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 11 & 12 of Block 467 of City of Modesto as per map filed December 21, 1942, in Volume 15 of Maps, Page 467, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 109-03-37)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Patterson, who moved its adoption, which motion being dully seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Muratore |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

177/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-735

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (NEILL W. SEVERSEN, LOT PORTION IN BLOCK 467 - AMOUNT $283.23)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $283.23.

SECTION 2. That the cost of the aforesaid work, being the amount of $283.23, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot Portion of Block 467 of City of Modesto as per map filed December 21, 1942, in Volume 15 of Maps, Page 467, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 109-03-38)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Patterson, who moved its adoption, which motion being dully seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Muratore |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

177/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-736

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (DAVID B. MCMICKEN, LOT PORTION IN BLOCK 467 - AMOUNT $283.23)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $283.23.

SECTION 2. That the cost of the aforesaid work, being the amount of $283.23, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot Portion of Block 467 of City of Modesto as per map filed December 21, 1942, in Volume 15 of Maps, Page 467, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 109-03-39)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Patterson, who moved its adoption, which motion being dully seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Muratore |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

177/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-737

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (ANDREW M. STEWART, LOT PORTION IN BLOCK 467 - AMOUNT $294.57)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $294.57.

SECTION 2. That the cost of the aforesaid work, being the amount of $294.57, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot Portion of Block 467 of City of Modesto as per map filed December 21, 1942, in Volume 15 of Maps, Page 467, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 109-03-40)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Patterson, who moved its adoption, which motion being dully seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Muratore |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

177/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-738

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (CATHERINE D. HURD, LOT PORTION IN BLOCK 467 - AMOUNT $271.91)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $271.91.

SECTION 2. That the cost of the aforesaid work, being the amount of $271.91, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot Portion of Block 467 of City of Modesto as per map filed December 21, 1942, in Volume 15 of Maps, Page 467, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 109-03-41)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Patterson, who moved its adoption, which motion being dully seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Muratore |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

177/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-739

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (ROBERT W. LOKKER, LOT 11 IN BLOCK 823 - AMOUNT $308.47)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $308.47.

SECTION 2. That the cost of the aforesaid work, being the amount of $308.47, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 11 of Block 823 of College Manor Tract No. 2 as per map filed January 9, 1947, in Volume 16 of Maps, Page 17, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 114-04-19)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-740

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (JOHN E. COYLE, LOT 12 IN BLOCK 823 - AMOUNT $286.35)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $286.35.

SECTION 2. That the cost of the aforesaid work, being the amount of $286.35, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 12 of Block 823 of College Manor Tract No. 2 as per map filed January 9, 1947, in Volume 16 of Maps, Page 17, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 114-04-20)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-741

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (DALE R. CASKEY, LOT PORTION IN BLOCK 823 - AMOUNT $366.33)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $366.33.

SECTION 2. That the cost of the aforesaid work, being the amount of $366.33, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot Portion of Block 823 of College Manor Tract No. 2 as per map filed January 9, 1947, in Volume 16 of Maps, Page 17, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 114-04-21)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-742

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (CHARLES A. JOSTAD, LOT PORTION IN BLOCK 823 - AMOUNT $319.49)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986, adopt its Resolution No.86-989 , ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $319.49.

SECTION 2. That the cost of the aforesaid work, being the amount of $319.49, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot Portion of Block 823 of College Manor Tract No. 2 as per map filed January 9, 1947, in Volume 16 of Maps, Page 17, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 114-04-22)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-743

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (SALLY L. GROSS, LOT PORTION IN BLOCK 823 - AMOUNT $443.45)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No.86-989 , ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $443.45.

SECTION 2. That the cost of the aforesaid work, being the amount of $443.45, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot Portion of Block 823 of College Manor Tract No. 2 as per map filed January 9, 1947, in Volume 16 of Maps, Page 17, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 114-04-23)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-744

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (JOHN F. CHURCH, LOT 8 IN BLOCK 823 - AMOUNT $322.66)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $322.66.

SECTION 2. That the cost of the aforesaid work, being the amount of $322.66, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 8 of Block 823 of Campus Tract as per map filed October 11, 1937, in Volume 11 of Maps, Page 37, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 114-04-32)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-745

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (DAN BODILY, LOT 6 & 7 IN BLOCK 823 - AMOUNT $511.18)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $511.18.

SECTION 2. That the cost of the aforesaid work, being the amount of $511.18, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 6 & 7 of Block 823 of Campus Tract as per map filed October 11, 1937, in Volume 11 of Maps, Page 37, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 114-04-33)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-746

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (GEORGE P. THOMAS, LOT 5 & 9 IN BLOCK 823 - AMOUNT $593.85)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No.86-989 , ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $593.85.

SECTION 2. That the cost of the aforesaid work, being the amount of $593.85, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 5 & 9 of Block 823 of Campus Tract as per map filed October 11, 1937, in Volume 11 of Maps, Page 37, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 114-04-34)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-747

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (DALE E. DAVIS, LOT 10 IN BLOCK 823 - AMOUNT $308.47)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $308.47.

SECTION 2. That the cost of the aforesaid work, being the amount of $308.47, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 10 of Block 823 of Campus Tract as per map filed October 11, 1937, in Volume 11 of Maps, Page 37, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 114-04-35)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-748

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (GEORGE A. JEFFREY, LOT 1 IN BLOCK 2281 - AMOUNT $295.11)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $295.11.

SECTION 2. That the cost of the aforesaid work, being the amount of $295.11, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 1 of Block 2281 of Palo Verde Tract as per map filed May 24, 1951, in Volume 17 of Maps, Page 22, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 33-34-01)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-749

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (JAMES L. MAXEY, JR., LOT 2 IN BLOCK 2281 - AMOUNT $272.34)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $272.34.

SECTION 2. That the cost of the aforesaid work, being the amount of $272.34, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 2 of Block 2281 of Palo Verde Tract as per map filed May 24, 1951, in Volume 17 of Maps, Page 22, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 33-34-02)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-750

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (FRANK L. BALL, LOT 3 IN BLOCK 2281 - AMOUNT $272.34)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $272.34.

SECTION 2. That the cost of the aforesaid work, being the amount of $272.34, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 3 of Block 2281 of Palo Verde Tract as per map filed May 24, 1951, in Volume 17 of Maps, Page 22, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 33-34-03)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-751

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (HERMAN R. FITTJE, LOT 4 IN BLOCK 2281 - AMOUNT $272.34)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $272.34.

SECTION 2. That the cost of the aforesaid work, being the amount of $272.34, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 4 of Block 2281 of Palo Verde Tract as per map filed May 24, 1951, in Volume 17 of Maps, Page 22, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 33-34-04)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-752

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (VERNA E. LANE, LOT 5 IN BLOCK 2281 - AMOUNT $272.34)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 25, 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $272.34.

SECTION 2. That the cost of the aforesaid work, being the amount of $272.34, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 5 of Block 2281 of Palo Verde Tract as per map filed May 24, 1951, in Volume 17 of Maps, Page 22, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 33-34-05)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-753

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (MARSHA E. MAGIN, LOT 6 IN BLOCK 2281 - AMOUNT $272.34)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $272.34.

SECTION 2. That the cost of the aforesaid work, being the amount of $272.34, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 6 of Block 2281 of Palo Verde Tract as per map filed May 24, 1951, in Volume 17 of Maps, Page 22, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 33-34-06)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-754

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (DIANE L. ROSS, LOT 7 IN BLOCK 2281 - AMOUNT $272.34)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $272.34.

SECTION 2. That the cost of the aforesaid work, being the amount of $272.34, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 7 of Block 2281 of Palo Verde Tract as per map filed May 24, 1951, in Volume 17 of Maps, Page 22, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 33-34-07)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-755

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (ELMER E. GRAVELLE, LOT 10 IN BLOCK 2281 - AMOUNT $272.34)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $272.34.

SECTION 2. That the cost of the aforesaid work, being the amount of $272.34, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 10 of Block 2281 of Palo Verde Tract as per map filed May 24, 1951, in Volume 17 of Maps, Page 22, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 33-34-10)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-756

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (RICHARD R. SMITH, LOT 11 IN BLOCK 2281 - AMOUNT $272.34)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August26, 1986, adopt its Resolution No. 86-989 , ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $272.34.

SECTION 2. That the cost of the aforesaid work, being the amount of $272.34, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 11 of Block 2281 of Palo Verde Tract as per map filed May 24, 1951, in Volume 17 of Maps, Page 22, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 33-34-11)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-757

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (JAMES R. BRADLEY, LOT 12 IN BLOCK 2281 - AMOUNT $272.34)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $272.34.

SECTION 2. That the cost of the aforesaid work, being the amount of $272.34, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 12 of Block 2281 of Palo Verde Tract as per map filed May 24, 1951, in Volume 17 of Maps, Page 22, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 33-34-12)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-758

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (KENNETH J. RODRIGUES, LOT 13 IN BLOCK 2281 - AMOUNT $272.34)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No.86-989 , ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $272.34.

SECTION 2. That the cost of the aforesaid work, being the amount of $272.34, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 13 of Block 2281 of Palo Verde Tract as per map filed May 24, 1951, in Volume 17 of Maps, Page 22, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 33-34-13)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-759

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (CLARENCE W. OLSON, LOT 14 IN BLOCK 2281 - AMOUNT $272.34)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $272.34.

SECTION 2. That the cost of the aforesaid work, being the amount of $272.34, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 14 of Block 2281 of Palo Verde Tract as per map filed May 24, 1951, in Volume 17 of Maps, Page 22, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 33-34-14)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-760

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (FRED C. LEATHERS, LOT 15 IN BLOCK 2281 - AMOUNT $272.34)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $272.34.

SECTION 2. That the cost of the aforesaid work, being the amount of $272.34, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 15 of Block 2281 of Palo Verde Tract as per map filed May 24, 1951, in Volume 17 of Maps, Page 22, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 33-34-15)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-761

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (HERBERT E. BAUMAN, LOT 16 IN BLOCK 2281 - AMOUNT $295.11)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $295.11.

SECTION 2. That the cost of the aforesaid work, being the amount of $295.11, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 16 of Block 2281 of Palo Verde Tract as per map filed May 24, 1951, in Volume 17 of Maps, Page 22, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 33-34-16)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-762

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (RUSSELL B. DE FREEST, LOT 1 IN BLOCK 6017 - AMOUNT $506.62)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $506.62.

SECTION 2. That the cost of the aforesaid work, being the amount of $506.62, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 1 of Block 6017 of College Center as per map filed May 29, 1952, in Volume 17 of Maps, Page 36, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 117-21-17)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-763

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (JETHRO STRICKLAND, LOT 17 IN BLOCK 6017 - AMOUNT $338.22)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $338.22.

SECTION 2. That the cost of the aforesaid work, being the amount of $388.22, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 17 of Block 6017 of College Center as per map filed May 29, 1952, in Volume 17 of Maps, Page 36, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 117-21-32)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-764

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (HOBART D. BLAIR, LOT 16 IN BLOCK 6017 - AMOUNT $169.11)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $169.11.

SECTION 2. That the cost of the aforesaid work, being the amount of $169.11, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 16 of Block 6017 of College Center as per map filed May 29, 1952, in Volume 17 of Maps, Page 36, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 117-21-33)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-765

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (ELIO A. GUERRINI, LOT 8 IN BLOCK 6026 - AMOUNT $332.08)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $332.08.

SECTION 2. That the cost of the aforesaid work, being the amount of $332.08, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 8 of Block 6026 of College Center as per map filed May 29, 1952, in Volume 17 of Maps, Page 36, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 117-21-18)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-766

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (ALDOPH SHUTTERA, LOT 7 IN BLOCK 6026 - AMOUNT $278.14)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $278.14.

SECTION 2. That the cost of the aforesaid work, being the amount of $278.14, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 7 of Block 6026 of College Center as per map filed May 29, 1952, in Volume 17 of Maps, Page 36, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 117-21-19)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-767

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (THOMAS D. LYONS, LOT 6 IN BLOCK 6026 - AMOUNT $278.14)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $278.14.

SECTION 2. That the cost of the aforesaid work, being the amount of $278.14, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 6 of Block 6026 of College Center as map filed May 29, 1952, in Volume 17 of Maps, Page 36, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 117-21-20)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-768

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (T. L. HARTMAN, LOT 5 IN BLOCK 6026 - AMOUNT $293.72)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $293.72.

SECTION 2. That the cost of the aforesaid work, being the amount of $293.72, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 5 of Block 6026 of College Center as per map filed May 29, 1952, in Volume 17 of Maps, Page 36, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 117-21-21)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-769

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (BARBARA J. GOSS, LOT 4 IN BLOCK 6026 - AMOUNT $178.01)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No.86-989 , ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $178.01.

SECTION 2. That the cost of the aforesaid work, being the amount of $178.01, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 4 of Block 6026 of College Center as per map filed May 29, 1952, in Volume 17 of Maps, Page 36, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 117-21-22)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-770

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (ERLENE JOHNSON, LOT 3 IN BLOCK 6026 - AMOUNT $188.56)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $188.56.

SECTION 2. That the cost of the aforesaid work, being the amount of $188.56, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 3 of Block 6026 of College Center as per map filed May 29, 1952, in Volume 17 of Maps, Page 36, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 117-21-23)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-771

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (JOHN L. SILVA, LOT 2 IN BLOCK 6026 - AMOUNT $267.01)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No.86-989 , ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $267.01.

SECTION 2. That the cost of the aforesaid work, being the amount of $267.01, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 2 of Block 6026 of College Center as per map filed May 29, 1952, in Volume 17 of Maps, Page 36, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 117-21-24)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-772

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (FREDA K. GRAINGER, LOT 1 IN BLOCK 6026 - AMOUNT $267.01)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $267.01.

SECTION 2. That the cost of the aforesaid work, being the amount of $267.01, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 1 of Block 6026 of College Center as per map filed May 29, 1952, in Volume 17 of Maps, Page 36, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 117-21-25)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-773

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (DONALD CORBETT, LOT 14 IN BLOCK 6026 - AMOUNT $281.48)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $281.48.

SECTION 2. That the cost of the aforesaid work, being the amount of $281.48, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 14 of Block 6026 of College Center as per map filed May 29, 1952, in Volume 17 of Maps, Page 36, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 117-21-26)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-774

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (JOSEPH V. PORTER, LOT 13 IN BLOCK 6026 - AMOUNT $370.53)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No.86-989 , ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $370.53.

SECTION 2. That the cost of the aforesaid work, being the amount of $370.53, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 13 of Block 6026 of College Center as per map filed May 29, 1952, in Volume 17 of Maps, Page 36, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 117-21-27)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-775

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (STEVE F. ZIPSER, LOT 12 IN BLOCK 6026 - AMOUNT $396.74)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $396.74.

SECTION 2. That the cost of the aforesaid work, being the amount of $396.74, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 12 of Block 6026 of College Center as per map filed May 29, 1952, in Volume 17 of Maps, Page 36, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 117-21-28)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-776

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (GLORIA JAGGERS, LOT 11 IN BLOCK 6026 - AMOUNT $372.75)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $372.75.

SECTION 2. That the cost of the aforesaid work, being the amount of $372.75, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 11 of Block 6026 of College Center as per map filed May 29, 1952, in Volume 17 of Maps, Page 36, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 117-21-29)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-777

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (BERTHA M. DAVIS, LOT 10 IN BLOCK 6026 - AMOUNT $298.61)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $298.61.

SECTION 2. That the cost of the aforesaid work, being the amount of $298.61, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 10 of Block 6026 of College Center as per map filed May 29, 1952, in Volume 17 of Maps, Page 36, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 117-21-30)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-778

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (DUANE L. HOLDERMAN, LOT 9 IN BLOCK 6026 - AMOUNT $298.17)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $298.17.

SECTION 2. That the cost of the aforesaid work, being the amount of $298.17, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 9 of Block 6026 of College Center as per map filed May 29, 1952, in Volume 17 of Maps, Page 36, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 117-21-31)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-779

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (ROBERT A. HENMAN, LOT 5 IN BLOCK 6043 - AMOUNT $310.54)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No.86-989 , ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $310.54.

SECTION 2. That the cost of the aforesaid work, being the amount of $310.54, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 5 of Block 6043 of College Center as per map filed May 29, 1952 in Volume 17 of Maps, Page 36, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 117-20-15)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-780

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (JAMES CAREY, LOT 4 IN BLOCK 6043 - AMOUNT $313.45)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26 1986, adopt its Resolution No.86-989 , ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $313.45.

SECTION 2. That the cost of the aforesaid work, being the amount of $313.45, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 4 of Block 6043 of College Center as per map filed May 29, 1952 in Volume 17 of Maps, Page 36, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 117-20-16)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-781

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (JAMES E. WHITE, LOT 3 IN BLOCK 6043 - AMOUNT $313.45)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August26, 1986, adopt its Resolution No.86-989 , ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $313.45.

SECTION 2. That the cost of the aforesaid work, being the amount of $313.45, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 3 of Block 6043 of College Center as per map filed May 29, 1952 in Volume 17 of Maps, Page 36, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 117-20-17)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-782

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (EDDIE L. SCOTT, LOT 2 IN BLOCK 6043 - AMOUNT $313.45)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $313.45.

SECTION 2. That the cost of the aforesaid work, being the amount of $313.45, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 2 of Block 6043 of College Center as per map filed May 29, 1952 in Volume 17 of Maps, Page 36, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 117-20-18)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-783

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (LARRY L. EASU, LOT 1 IN BLOCK 6043 - AMOUNT $323.30)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $323.30.

SECTION 2. That the cost of the aforesaid work, being the amount of $323.30, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 1 of Block 6043 of College Center as per map filed May 29, 1952 in Volume 17 of Maps, Page 36, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 117-20-19)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-784

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (WALTER J. MASCIORINI, LOT 10 IN BLOCK 6043 - AMOUNT $310.54)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No.86-989 , ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $310.54.

SECTION 2. That the cost of the aforesaid work, being the amount of $310.54, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 10 of Block 6043 of College Center as per map filed May 29, 1952 in Volume 17 of Maps, Page 36, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 117-20-20)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-785

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (L. N. HARDS, LOT 9 IN BLOCK 6043 - AMOUNT $313.45)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $313.45.

SECTION 2. That the cost of the aforesaid work, being the amount of $313.45, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 9 of Block 6043 of College Center as per map filed May 29, 1952 in Volume 17 of Maps, Page 36, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 117-20-21)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-786

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (INEZ F. ANDERS, LOT 8 IN BLOCK 6043 - AMOUNT $313.45)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $313.45.

SECTION 2. That the cost of the aforesaid work, being the amount of $313.45, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 8 of Block 6043 of College Center as per map filed May 29, 1952 in Volume 17 of Maps, Page 36, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 117-20-22)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-787

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (MICHAEL H. LAWSON, LOT 7 IN BLOCK 6043 - AMOUNT $313.45)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No.86-989 , ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $313.45.

SECTION 2. That the cost of the aforesaid work, being the amount of $313.45, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 7 of Block 6043 of College Center as per map filed May 29, 1952 in Volume 17 of Maps, Page 36, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 117-20-23)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-788

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (RONALD J. SMITH, LOT 6 IN BLOCK 6043 - AMOUNT $323.30)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $323.30.

SECTION 2. That the cost of the aforesaid work, being the amount of $323.30, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 6 of Block 6043 of College Center as per map filed May 29, 1952 in Volume 17 of Maps, Page 36, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 117-20-24)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-789

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (LARRY W. MILLS, LOT 13 IN BLOCK 6117 - AMOUNT $326.31)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on Sept. 2. 1986, adopt its Resolution No.86-1023, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $326.31.

SECTION 2. That the cost of the aforesaid work, being the amount of $326.31, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 13 of Block 6117 of Westwood Manor as per map filed April 28, 1955 in Volume 18 of Maps, Page 24, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 117-05-23)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-790

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (RONALD L. ATKINSON, LOT 14 IN BLOCK 6117 - AMOUNT $292.55)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on Sept. 2, 1986, adopt its Resolution No.86-1023, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $292.55.

SECTION 2. That the cost of the aforesaid work, being the amount of $292.55, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 14 of Block 6117 of Westwood Manor as per map filed April 28, 1955 in Volume 18 of Maps, Page 24, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 117-05-24)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-791

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (FRANK E. VACCARO, LOT 15 IN BLOCK 6117 - AMOUNT $292.55)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on Sept. 2, 1986, adopt its Resolution No. 86-1023, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $292.55.

SECTION 2. That the cost of the aforesaid work, being the amount of $292.55, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 15 of Block 6117 of Westwood Manor as per map filed April 28, 1955 in Volume 18 of Maps, Page 24, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 117-05-25)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-792

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (LELAND D. SMITH, LOT 16 IN BLOCK 6117 - AMOUNT $292.55)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on Sept. 2, 1986, adopt its Resolution No.86-1023, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $292.55.

SECTION 2. That the cost of the aforesaid work, being the amount of $292.55, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 16 of Block 6117 of Westwood Manor as per map filed April 28, 1955 in Volume 18 of Maps, Page 24, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 117-05-26)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-793

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (STEPHEN J. McCORKLE, LOT 17 IN BLOCK 6117 - AMOUNT $292.55)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on Sept. 2, 198 6 adopt its Resolution No.86-1023, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $292.55.

SECTION 2. That the cost of the aforesaid work, being the amount of $292.55, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 17 of Block 6117 of Westwood Manor as per map filed April 28, 1955 in Volume 18 of Maps, Page 24, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 117-05-27)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-794

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (FREDRICK W. FORBES, LOT 18 IN BLOCK 6117 - AMOUNT $292.55)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on Sept. 2, 1986, adopt its Resolution No. 86-1023, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $292.55.

SECTION 2. That the cost of the aforesaid work, being the amount of $292.55, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 18 of Block 6117 of Westwood Manor as per map filed April 28, 1955 in Volume 18 of Maps, Page 24, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 117-05-28)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-795

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (VINCENT KAVANAUGH, LOT PORTION IN BLOCK 6117 - AMOUNT $321.81)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on Sept. 2, 1986, adopt its Resolution No.86-1023, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $321.81.

SECTION 2. That the cost of the aforesaid work, being the amount of $321.81, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot Portion of Block 6117 of Westwood Manor as per map filed April 28, 1955 in Volume 18 of Maps, Page 24, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 117-05-29)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-796

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (BARBARA E. WATSON, LOT PORTION IN BLOCK 6117 - AMOUNT $263.30)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on Sept. 2, 1986, adopt its Resolution No.86-1023, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $263.30.

SECTION 2. That the cost of the aforesaid work, being the amount of $263.30, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot Portion of Block 6117 of Westwood Manor as per map filed April 28, 1955 in Volume 18 of Maps, Page 24, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 117-05-30)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-797

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (WALTER A. GRAF, LOT 21 IN BLOCK 6117 - AMOUNT $292.55)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on Sept. 2, 1986, adopt its Resolution No. 86-1023 ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $292.55.

SECTION 2. That the cost of the aforesaid work, being the amount of $292.55, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 21 of Block 6117 of Westwood Manor as per map filed April 28, 1955 in Volume 18 of Maps, Page 24, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 117-05-31)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-798

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (ROBERT T. WOLFF, LOT 22 IN BLOCK 6117 - AMOUNT $292.55)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on Sept. 2, 1986, adopt its Resolution No. 86-1023 ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $292.55.

SECTION 2. That the cost of the aforesaid work, being the amount of $292.55, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 22 of Block 6117 of Westwood Manor as per map filed April 28, 1955 in Volume 18 of Maps, Page 24, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 117-05-32)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-799

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (HAZEL F. POHLMANN, LOT 23 IN BLOCK 6117 - AMOUNT $292.55)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on Sept. 2, 1986, adopt its Resolution No. 86-1023, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $292.55.

SECTION 2. That the cost of the aforesaid work, being the amount of $292.55, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 23 of Block 6117 of Westwood Manor as per map filed April 28, 1955 in Volume 18 of Maps, Page 24, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 117-05-33)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-800

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (LUCIANO BELTRAN, JR., LOT 24 IN BLOCK 6117 - AMOUNT $335.63)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on Sept. 2, 1986, adopt its Resolution No.86-1023, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $335.63.

SECTION 2. That the cost of the aforesaid work, being the amount of $335.63, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 24 of Block 6117 of Westwood Manor as per map filed April 28, 1955 in Volume 18 of Maps, Page 24, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 117-05-34)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-801

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (BILL J. FITHIAN, LOT 1 IN BLOCK 6117 - AMOUNT $328.56)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on Sept. 2, 1986, adopt its Resolution No.86-1023 ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $328.56.

SECTION 2. That the cost of the aforesaid work, being the amount of $328.56, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 1 of Block 6117 of Westwood Manor as per map filed April 28, 1955 in Volume 18 of Maps, Page 24, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 117-05-35)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-802

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (THELMA A. CHASE, LOT 2 IN BLOCK 6117 - AMOUNT $292.55)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on Sept. 2, 1986 adopt its Resolution No.86-1023, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $292.55.

SECTION 2. That the cost of the aforesaid work, being the amount of $292.55, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 2 of Block 6117 of Westwood Manor as per map filed April 28, 1955 in Volume 18 of Maps, Page 24, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 117-05-36)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-803

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (NOAH B. BAKER, LOT 3 IN BLOCK 6117 - AMOUNT $292.55)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on Sept. 2, 1986, adopt its Resolution No.86-1023, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $292.55.

SECTION 2. That the cost of the aforesaid work, being the amount of $292.55, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 3 of Block 6117 of Westwood Manor as per map filed April 28, 1955 in Volume 18 of Maps, Page 24, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 117-05-37)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-804

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (NORMAN L. TOMLINSON, LOT 4 IN BLOCK 6117 - AMOUNT $292.55)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on Sept. 2, 1986, adopt its Resolution No.86-1023, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $292.55.

SECTION 2. That the cost of the aforesaid work, being the amount of $292.55, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 4 of Block 6117 of Westwood Manor as per map filed April 28, 1955 in Volume 18 of Maps, Page 24, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 117-05-38)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-805

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (JAMES S. GREER, LOT 5 IN BLOCK 6117 - AMOUNT $292.55)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on Sept. 2, 1986, adopt its Resolution No. 86-1023, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $292.55.

SECTION 2. That the cost of the aforesaid work, being the amount of $292.55, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 5 of Block 6117 of Westwood Manor as per map filed April 28, 1955 in Volume 18 of Maps, Page 24, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 117-05-39)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-806

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (MARSHALL W. WHEELER, LOT 6 IN BLOCK 6117 - AMOUNT $292.55)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on Sept. 2, 1986, adopt its Resolution No.86-1023, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $292.55.

SECTION 2. That the cost of the aforesaid work, being the amount of $292.55, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 6 of Block 6117 of Westwood Manor as per map filed April 28, 1955 in Volume 18 of Maps, Page 24, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 117-05-40)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-807

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (ELSIE M. MENSING, TRUSTEE, LOT 7 IN BLOCK 6117 - AMOUNT $292.55)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on Sept. 2, 1986, adopt its Resolution No.86-1023, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $292.55.

SECTION 2. That the cost of the aforesaid work, being the amount of $292.55, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 7 of Block 6117 of Westwood Manor as per map filed April 28, 1955 in Volume 18 of Maps, Page 24, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 117-05-41)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-808

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (MARVIN L. JONES, LOT 8 IN BLOCK 6117 - AMOUNT $292.55)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on Sept. 2, 1986, adopt its Resolution No. 86-1023 ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $292.55.

SECTION 2. That the cost of the aforesaid work, being the amount of $292.55, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 8 of Block 6117 of Westwood Manor as per map filed April 28, 1955 in Volume 18 of Maps, Page 24, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 117-05-42)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-809

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (MELVIN JONES, LOT 9 IN BLOCK 6117 - AMOUNT $292.55)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on Sept. 2, 198 6 adopt its Resolution No.86-1023 ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $292.55.

SECTION 2. That the cost of the aforesaid work, being the amount of $292.55, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 9 of Block 6117 of Westwood Manor as per map filed April 28, 1955 in Volume 18 of Maps, Page 24, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 117-05-43)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-810

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (LAWRENCE DUFFY, LOT 10 IN BLOCK 6117 - AMOUNT $292.55)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on Sept. 2, 1986, adopt its Resolution No. 86-1023 ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $292.55.

SECTION 2. That the cost of the aforesaid work, being the amount of $292.55, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 10 of Block 6117 of Westwood Manor as per map filed April 28, 1955 in Volume 18 of Maps, Page 24, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 117-05-44)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-811

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (RAMON L. GINTZ, LOT 11 IN BLOCK 6117 - AMOUNT $292.55)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on Sept. 2, 1986 adopt its Resolution No. 86-1023, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $292.55.

SECTION 2. That the cost of the aforesaid work, being the amount of $292.55, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 11 of Block 6117 of Westwood Manor as per map filed April 28, 1955 in Volume 18 of Maps, Page 24, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 117-05-45)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-812

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (GUS RENTIZIPERIS, LOT 12 IN BLOCK 6117 - AMOUNT $333.38)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on Sept. 2, 1986, adopt its Resolution No. 86-1023, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $333.38.

SECTION 2. That the cost of the aforesaid work, being the amount of $333.38, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 12 of Block 6117 of Westwood Manor as per map filed April 28, 1955 in Volume 18 of Maps, Page 24, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 117-05-46)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-813

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (PAUL T. FLEMING, LOT 17 IN BLOCK 12318 - AMOUNT $565.95)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $565.95.

SECTION 2. That the cost of the aforesaid work, being the amount of $565.95, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 17 of Block 12318 of Sherwood Forest as per map filed August 13, 1956, in Volume 18 of Maps, Page 56, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 13-08-08)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-814

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (KENNETH E. BURKE, LOT 5 IN BLOCK 12318 - AMOUNT $308.61)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $308.61.

SECTION 2. That the cost of the aforesaid work, being the amount of $308.61, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 5 of Block 12318 of Sherwood Forest as per map filed August 13, 1956, in Volume 18 of Maps, Page 56, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 13-08-20)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-815

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (FRANK I. PIRRONE, LOT 4 IN BLOCK 12318 - AMOUNT $713.77

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No.86-989 , ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $ 713.77

SECTION 2. That the cost of the aforesaid work, being the amount of $ 713.77 , be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 4 of Block 12318 of Sherwood Forest as per map filed August 13, 1956, in Volume 18 of Maps, Page 56, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 13-08-21)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-816

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (JANET L. PAGE, LOT PORTION IN BLOCK 12318 - AMOUNT $468.21)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $468.21.

SECTION 2. That the cost of the aforesaid work, being the amount of $468.21, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot Portion of Block 12318 of Sherwood Forest as per map filed August 13, 1956, in Volume 18 of Maps, Page 56, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 13-08-48)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-817

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (JON L. WALTHER, LOT 20 IN BLOCK 12318 - AMOUNT $445.91)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $445.91.

SECTION 2. That the cost of the aforesaid work, being the amount of $445.91, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 20 of Block 12318 of Sherwood Forest as per map filed August 13, 1956, in Volume 18 of Maps, Page 56, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 13-08-49)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-818

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (RUSSELL N. PECK, LOT 19 IN BLOCK 12318 - AMOUNT $445.91)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August26, 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $445.91.

SECTION 2. That the cost of the aforesaid work, being the amount of $445.91, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 19 of Block 12318 of Sherwood Forest as per map filed August 13, 1956, in Volume 18 of Maps, Page 56, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 13-08-50)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-819

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (DONALD J. FERRERA, LOT 18 IN BLOCK 12318 - AMOUNT $505.89)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986 adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $505.89.

SECTION 2. That the cost of the aforesaid work, being the amount of $505.89, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 18 of Block 12318 of Sherwood Forest as per map filed August 13, 1956, in Volume 18 of Maps, Page 56, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 13-08-51)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-820

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (JOHN D. HYNES, LOT 3 IN BLOCK 12317 - AMOUNT $244.85)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $244.85.

SECTION 2. That the cost of the aforesaid work, being the amount of $244.85, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 3 of Block 12317 of Sherwood Forest as per map filed August 13, 1956, in Volume 18 of Maps, Page 56, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 13-08-27)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-821

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (RONALD A. EMERZIAN, LOT 4 IN BLOCK 12317 - AMOUNT $ 1,073.57

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $ 1,073.57

SECTION 2. That the cost of the aforesaid work, being the amount of $1,073.57 , be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 4 of Block 12317 of Sherwood Forest as per map filed August 13, 1956, in Volume 18 of Maps, Page 56, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 13-08-28)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-822

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (ROBERT W. PURVIS, LOT 5 IN BLOCK 12317 - AMOUNT $213.01)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $213.01.

SECTION 2. That the cost of the aforesaid work, being the amount of $213.01, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 5 of Block 12317 of Sherwood Forest as per map filed August 13, 1956, in Volume 18 of Maps, Page 56, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 13-08-29)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-823

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (HARRY J. BRADLEY, LOT 11 IN BLOCK 12317 - AMOUNT $630.25)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,198 6 adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $630.25.

SECTION 2. That the cost of the aforesaid work, being the amount of $630.25, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 11 of Block 12317 of Sherwood Forest as per map filed August 13, 1956, in Volume 18 of Maps, Page 56, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 13-08-35)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-824

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (IRVIN L. RAND, LOT 12 IN BLOCK 12317 - AMOUNT $713.77)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $713.77.

SECTION 2. That the cost of the aforesaid work, being the amount of $713.77, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 12 of Block 12317 of Sherwood Forest as per map filed August 13, 1956, in Volume 18 of Maps, Page 56, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 13-08-43)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-825

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (VAN NEWELL, LOT 13 IN BLOCK 12317 - AMOUNT $445.91)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $445.91.

SECTION 2. That the cost of the aforesaid work, being the amount of $445.91, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 13 of Block 12317 of Sherwood Forest as per map filed August 13, 1956, in Volume 18 of Maps, Page 56, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 13-03-44)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-826

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (ROBERT C. HOLM, LOT 14 IN BLOCK 12317 - AMOUNT $445.91)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $445.91.

SECTION 2. That the cost of the aforesaid work, being the amount of $445.91, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 14 of Block 12317 of Sherwood Forest as per map filed August 13, 1956, in Volume 18 of Maps, Page 56, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 13-04-45)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-827

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (FRANCIS G. BURKE, LOT 15 IN BLOCK 12317 - AMOUNT $445.91)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $445.91.

SECTION 2. That the cost of the aforesaid work, being the amount of $445.91, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 15 of Block 12317 of Sherwood Forest as per map filed August 13, 1956, in Volume 18 of Maps, Page 56, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 13-04-46)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-828

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (MARCK C. KLUENDER, LOT PORTION IN BLOCK 12317 - AMOUNT $459.29)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986 adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $459.29.

SECTION 2. That the cost of the aforesaid work, being the amount of $459.29, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot Portion of Block 12317 of Sherwood Forest as per map filed August 13, 1956, in Volume 18 of Maps, Page 56, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 13-04-47)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-829

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (AMERICAN COVENANT EVANGELICAL CHURCH, LOT PORTION IN BLOCK 12950 - AMOUNT $575.89)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $575.89.

SECTION 2. That the cost of the aforesaid work, being the amount of $575.89, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

> The South 579.97 feet of the West 270.91 feet of Lot Portion of Coffee Colony as per map filed January 13, 1906, in Volume 2 of Maps, Page 22, Stanislaus County Records, excepting all that portion of Sunrise Avenue and Sheffield Avenue deeded to the City of Modesto for Road Purposes.
>
> (Stanislaus County Assessor's Parcel No. 13-12-08)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-830

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (ROBERT L. STEWART, LOT 13 IN BLOCK 12950 - AMOUNT $502.62)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $502.62.

SECTION 2. That the cost of the aforesaid work, being the amount of $502.62, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 13 of Sherwood Manor as per map filed July 20, 1959, in Volume 19 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 13-32-13)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-831

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN
(G. GENERAL HURST, JR., LOT 14 IN BLOCK 12950 - AMOUNT $435.33)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $435.33.

SECTION 2. That the cost of the aforesaid work, being the amount of $435.33, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 14 of Sherwood Manor as per map filed July 20, 1959, in Volume 19 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 13-32-14)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-832

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (RICHARD A. COSTA, LOT 15 IN BLOCK 12950 - AMOUNT $410.67)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $410.67.

SECTION 2. That the cost of the aforesaid work, being the amount of $410.67, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 15 of Sherwood Manor as per map filed July 20, 1959, in Volume 19 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 13-32-15)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-833

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (RICHARD A. CHILTON, LOT 16 IN BLOCK 12950 - AMOUNT $692.01)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $692.01.

SECTION 2. That the cost of the aforesaid work, being the amount of $692.01, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 16 of Sherwood Manor as per map filed July 20, 1959, in Volume 19 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 13-32-16)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-834

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (JOHN D. POWELL, LOT 17 IN BLOCK 12950 - AMOUNT $302.57)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $302.57.

SECTION 2. That the cost of the aforesaid work, being the amount of $302.57, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 17 of Sherwood Manor as per map filed July 20, 1959, in Volume 19 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 13-32-17)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-835

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (JAMES KADRY, LOT 18 IN BLOCK 12950 - AMOUNT $346.00)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,198 6 adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $346.00.

SECTION 2. That the cost of the aforesaid work, being the amount of $346.00, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 18 of Sherwood Manor as per map filed July 20, 1959, in Volume 19 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 13-32-18)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-836

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (DAVID D. SUNDY, LOT 19 IN BLOCK 12950 - AMOUNT $340.64)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $340.64.

SECTION 2. That the cost of the aforesaid work, being the amount of $340.64, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 19 of Sherwood Manor as per map filed July 20, 1959, in Volume 19 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 13-32-19)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-837

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (BARRY P. ACKERMAN, LOT 20 IN BLOCK 12950 - AMOUNT $351.31)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $351.31.

SECTION 2. That the cost of the aforesaid work, being the amount of $351.31, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 20 of Sherwood Manor as per map filed July 20, 1959, in Volume 19 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 13-32-20)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-838

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (JAMES S. LIPPERT, LOT 21 IN BLOCK 12950 - AMOUNT $349.55)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986 adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $349.55.

SECTION 2. That the cost of the aforesaid work, being the amount of $349.55, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 21 of Sherwood Manor as per map filed July 20, 1959, in Volume 19 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 13-32-21)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-839

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (DON C. HUBBARD, LOT 22 IN BLOCK 12950 - AMOUNT $486.46)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $486.46.

SECTION 2. That the cost of the aforesaid work, being the amount of $486.46, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 22 of Sherwood Manor as per map filed July 20, 1959, in Volume 19 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 13-32-22)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-840

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (CINDA S. WALCH, LOT 14 IN BLOCK 12921 - AMOUNT $304.56)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989 , ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $304.56.

SECTION 2. That the cost of the aforesaid work, being the amount of $304.56, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 14 of Block 12921 of Montgomery Village as per map filed October 23, 1959, in Volume 19 of Maps, Page 29, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 120-60-46)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-841

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (CHARLES E. WILLBURN, JR., LOT 13 IN BLOCK 12921 - AMOUNT $300.34)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $300.34.

SECTION 2. That the cost of the aforesaid work, being the amount of $300.34, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 13 of Block 12921 of Montgomery Village as per map filed October 23, 1959, in Volume 19 of Maps, Page 29, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 120-60-47)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-842

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (ANDREW E. JENKINS, LOT 12 IN BLOCK 12921 - AMOUNT $300.34)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No.86-989 , ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $300.34.

SECTION 2. That the cost of the aforesaid work, being the amount of $300.34, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 12 of Block 12921 of Montgomery Village as per map filed October 23, 1959, in Volume 19 of Maps, Page 29, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 120-60-48)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-843

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (MANUEL BRITTO, LOT 11 IN BLOCK 12921 - AMOUNT $300.34)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $300.34.

SECTION 2. That the cost of the aforesaid work, being the amount of $300.34, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 11 of Block 12921 of Montgomery Village as per map filed October 23, 1959, in Volume 19 of Maps, Page 29, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 120-60-49)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-844

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (MARK L. MORPHY, LOT 10 IN BLOCK 12921 - AMOUNT $300.34)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989 , ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $300.34.

SECTION 2. That the cost of the aforesaid work, being the amount of $300.34, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 10 of Block 12921 of Montgomery Village as per map filed October 23, 1959, in Volume 19 of Maps, Page 29, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 120-60-50)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-845

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (HENRY THIMSEN, JR., LOT 9 IN BLOCK 12921 - AMOUNT $300.34)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $300.34.

SECTION 2. That the cost of the aforesaid work, being the amount of $300.34, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 9 of Block 12921 of Montgomery Village as per map filed October 23, 1959, in Volume 19 of Maps, Page 29, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 120-60-51)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-846

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (DALE A. ASHFORD, LOT 8 IN BLOCK 12921 - AMOUNT $300.34)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $300.34.

SECTION 2. That the cost of the aforesaid work, being the amount of $300.34, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 8 of Block 12921 of Montgomery Village as per map filed October 23, 1959, in Volume 19 of Maps, Page 29, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 120-60-52)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-847

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (VIRGINIA M. LEHFELDT, LOT 7 IN BLOCK 12921 - AMOUNT $300.34)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $300.34.

SECTION 2. That the cost of the aforesaid work, being the amount of $300.34, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 7 of Block 12921 of Montgomery Village as per map filed October 23, 1959, in Volume 19 of Maps, Page 29, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 120-60-53)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-848

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (EUGENE W. MESSELBECK, LOT 6 IN BLOCK 12921 - AMOUNT $293.62)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $293.62.

SECTION 2. That the cost of the aforesaid work, being the amount of $293.62, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 6 of Block 12921 of Montgomery Village as per map filed October 23, 1959, in Volume 19 of Maps, Page 29, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 120-60-54)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-849

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (LLOYD E. LOEB, LOT 5 IN BLOCK 12921 - AMOUNT $286.76)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $286.76.

SECTION 2. That the cost of the aforesaid work, being the amount of $286.76, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 5 of Block 12921 of Montgomery Village as per map filed October 23, 1959, in Volume 19 of Maps, Page 29, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 120-60-55)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-850

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (MICHAEL A. JENKINS, LOT 4 IN BLOCK 12921 - AMOUNT $362.43)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $362.43.

SECTION 2. That the cost of the aforesaid work, being the amount of $362.43, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 4 of Block 12921 of Montgomery Village as per map filed October 23, 1959, in Volume 19 of Maps, Page 29, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 120-60-56)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-851

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (DOROTHY D. HUTCHINSON, LOT 3 IN BLOCK 12921 - AMOUNT $380.27)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $380.27.

SECTION 2. That the cost of the aforesaid work, being the amount of $380.27, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 3 of Block 12921 of Montgomery Village as per map filed October 23, 1959, in Volume 19 of Maps, Page 29, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 120-60-57)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-852

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (URSULA PATRY, LOT 2 IN BLOCK 12921 - AMOUNT $255.38)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $255.38.

SECTION 2. That the cost of the aforesaid work, being the amount of $255.38, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 2 of Block 12921 of Montgomery Village as per map filed October 23, 1959, in Volume 19 of Maps, Page 29, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 120-60-58)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-853

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (PEGGY LOFSTROM, LOT 1 IN BLOCK 12921 - AMOUNT $193.65)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $193.65.

SECTION 2. That the cost of the aforesaid work, being the amount of $193.65, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 1 of Block 12921 of Montgomery Village as per map filed October 23, 1959, in Volume 19 of Maps, Page 29, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 120-60-59)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-854

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (HENRY ESAU, LOT PORTION IN BLOCK 12921 - AMOUNT $407.93)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $407.93.

SECTION 2. That the cost of the aforesaid work, being the amount of $407.93, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot Portion of Block 12921 of Montgomery Village as per map filed October 23, 1959, in Volume 19 of Maps, Page 29, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 120-60-60)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-855

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (JOSEPH CHIRCO, JR., PARCEL B IN BLOCK 12921 - AMOUNT $320.29)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $320.29.

SECTION 2. That the cost of the aforesaid work, being the amount of $320.29, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Parcel B of that certain map filed June 21, 1979, in Volume 29 of Parcel Maps, Page 39, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 120-60-77)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-856

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (JOSEPH CHIRCO, JR., PARCEL A IN BLOCK 12921 - AMOUNT $224.14)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No.86-989 , ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $224.14.

SECTION 2. That the cost of the aforesaid work, being the amount of $224.14, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Parcel A of that certain map filed June 21, 1979, in Volume 29 of Parcel Maps, Page 39, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 120-60-78)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-857

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (WILLIAM G. PARISH, LOT 28 IN BLOCK 12921 - AMOUNT $272.37)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $272.37.

SECTION 2. That the cost of the aforesaid work, being the amount of $272.37, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 28 of Block 12921 of Montgomery Village as per map filed October 23, 1959, in Volume 19 of Maps, Page 29, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 120-60-62)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-858

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (DEANNA M. LILLIE, LOT 27 IN BLOCK 12921 - AMOUNT $287.88)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No.86-989 , ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $287.88.

SECTION 2. That the cost of the aforesaid work, being the amount of $287.88, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 27 of Block 12921 of Montgomery Village as per map filed October 23, 1959, in Volume 19 of Maps, Page 29, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 120-60-63)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-859

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (JACK R. KOSKI, LOT 26 IN BLOCK 12921 - AMOUNT $283.31)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $283.31.

SECTION 2. That the cost of the aforesaid work, being the amount of $283.31, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 26 of Block 12921 of Montgomery Village as per map filed October 23, 1959, in Volume 19 of Maps, Page 29, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 120-60-64)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-860

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (MYRON G. WILLIAMS, LOT 25 IN BLOCK 12921 - AMOUNT $283.31)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $283.31.

SECTION 2. That the cost of the aforesaid work, being the amount of $283.31, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 25 of Block 12921 of Montgomery Village as per map filed October 23, 1959, in Volume 19 of Maps, Page 29, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 120-60-65)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-861

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (JACK W. GREENING, LOT 24 IN BLOCK 12921 - AMOUNT $283.31)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $283.31.

SECTION 2. That the cost of the aforesaid work, being the amount of $283.31, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 24 of Block 12921 of Montgomery Village as per map filed October 23, 1959, in Volume 19 of Maps, Page 29, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 120-60-66)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-862

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (DANNY M. WILLARD, LOT 23 IN BLOCK 12921 - AMOUNT $283.31)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $283.31.

SECTION 2. That the cost of the aforesaid work, being the amount of $283.31, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 23 of Block 12921 of Montgomery Village as per map filed October 23, 1959, in Volume 19 of Maps, Page 29, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 120-60-67)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-863

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (LAWRENCE E. OWENS, LOT 22 IN BLOCK 12921 - AMOUNT $283.31)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $283.31.

SECTION 2. That the cost of the aforesaid work, being the amount of $283.31, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 22 of Block 12921 of Montgomery Village as per map filed October 23, 1959, in Volume 19 of Maps, Page 29, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 120-60-68)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-864

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (HAROLD G. HOLLAND, LOT 21 IN BLOCK 12921 - AMOUNT $283.31)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $283.31.

SECTION 2. That the cost of the aforesaid work, being the amount of $283.31, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 21 of Block 12921 of Montgomery Village as per map filed October 23, 1959, in Volume 19 of Maps, Page 29, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 120-60-69)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-865

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (ROBBIE J. SILVA, LOT 20 IN BLOCK 12921 - AMOUNT $283.31)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No.86-989 , ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $283.31.

SECTION 2. That the cost of the aforesaid work, being the amount of $283.31, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 20 of Block 12921 of Montgomery Village as per map filed October 23, 1959, in Volume 19 of Maps, Page 29, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 120-60-70)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-866

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (MARGARET IRIQUI, LOT 19 IN BLOCK 12921 - AMOUNT $283.31)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $283.31.

SECTION 2. That the cost of the aforesaid work, being the amount of $283.31, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 19 of Block 12921 of Montgomery Village as per map filed October 23, 1959, in Volume 19 of Maps, Page 29, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 120-60-71)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-867

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (CHARLES J. BELL, LOT 18 IN BLOCK 12921 - AMOUNT $283.31)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No.86-989 , ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $283.31.

SECTION 2. That the cost of the aforesaid work, being the amount of $283.31, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 18 of Block 12921 of Montgomery Village as per map filed October 23, 1959, in Volume 19 of Maps, Page 29, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 120-60-72)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-868

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (WILLIAM F. NUNGESSER, LOT 16 IN BLOCK 12921 - AMOUNT $283.31)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $283.31.

SECTION 2. That the cost of the aforesaid work, being the amount of $283.31, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 16 of Block 12921 of Montgomery Village as per map filed October 23, 1959, in Volume 19 of Maps, Page 29, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 120-60-74)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-869

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (ARTURO M. DE ANDA, LOT 15 IN BLOCK 12921 - AMOUNT $323.12)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $323.12.

SECTION 2. That the cost of the aforesaid work, being the amount of $323.12, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 15 of Block 12921 of Montgomery Village as per map filed October 23, 1959, in Volume 19 of Maps, Page 29, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 120-60-75)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO.87-870

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (HAROLD E. WILBURN, LOT 12 IN BLOCK 6993 - AMOUNT $667.49)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $667.49.

SECTION 2. That the cost of the aforesaid work, being the amount of $667.49, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 12 of Block 6993 of Sherwood Manor as per map filed July 20, 1959, in Volume 19 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 13-30-18)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-871

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (RATOMER E. BRUK, LOT 13 IN BLOCK 6993 - AMOUNT $718.30)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $718.30.

SECTION 2. That the cost of the aforesaid work, being the amount of $718.30, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 13 of Block 6993 of Sherwood Manor as per map filed July 20, 1959, in Volume 19 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 13-30-19)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-872

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (LESLIE H. MAY, LOT 14 IN BLOCK 6993 - AMOUNT $682.33)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $682.33.

SECTION 2. That the cost of the aforesaid work, being the amount of $682.33, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 14 of Block 6993 of Sherwood Manor as per map filed July 20, 1959, in Volume 19 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 13-30-20)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-873

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (DENNIS W. BARKER, LOT PORTION IN BLOCK 6993 - AMOUNT $426.67)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $426.67.

SECTION 2. That the cost of the aforesaid work, being the amount of $426.67, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot Portion of Block 6993 of Sherwood Manor as per map filed July 20, 1959, in Volume 19 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 13-30-21)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO.87-874

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (ERNEST MISHOE, LOT 22 IN BLOCK 6993 - AMOUNT $350.44)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No.86-989 , ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $350.44.

SECTION 2. That the cost of the aforesaid work, being the amount of $350.44, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

> Lot 22 of Block 6993 of Sherwood Manor as per map filed July 20, 1959, in Volume 19 of Maps, Page 23, Stanislaus County Records.
>
> (Stanislaus County Assessor's Parcel No. 13-30-22)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-875

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (EMILEE J. LINDEE, LOT PORTION IN BLOCK 6993 - AMOUNT $372.86)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $372.86.

SECTION 2. That the cost of the aforesaid work, being the amount of $372.86, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot Portion of Block 6993 of Sherwood Manor as per map filed July 20, 1959, in Volume 19 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 13-30-23)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-876

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (WERNER J. KAISER, LOT 18 IN BLOCK 6993 - AMOUNT $390.80)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $390.80.

SECTION 2. That the cost of the aforesaid work, being the amount of $390.80, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 18 of Block 6993 of Sherwood Manor as per map filed July 20, 1959, in Volume 19 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 13-30-24)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-877

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (DANIEL MENDES, LOT 19 IN BLOCK 6993 - AMOUNT $679.24)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $679.24.

SECTION 2. That the cost of the aforesaid work, being the amount of $679.24, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 19 of Block 6993 of Sherwood Manor as per map filed July 20, 1959, in Volume 19 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 13-30-25)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-878

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (DELBERT W. REYNOLDS, LOT 20 IN BLOCK 6993 - AMOUNT $678.52)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $678.52.

SECTION 2. That the cost of the aforesaid work, being the amount of $678.52, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 20 of Block 6993 of Sherwood Manor as per map filed July 20, 1959, in Volume 19 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 13-30-26)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-879

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (TAMIO KITANO, LOT 21 IN BLOCK 6993 - AMOUNT $390.92)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $390.92.

SECTION 2. That the cost of the aforesaid work, being the amount of $390.92, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 21 of Block 6993 of Sherwood Manor as per map filed July 20, 1959, in Volume 19 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 13-30-27)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-880

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (JOHN C. HOLZHEIMER, LOT 22 IN BLOCK 6993 - AMOUNT $390.92)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No.86-989 , ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $390.92.

SECTION 2. That the cost of the aforesaid work, being the amount of $390.92, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 22 of Block 6993 of Sherwood Manor as per map filed July 20, 1959, in Volume 19 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 13-30-28)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-881

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (MATHEW BRUNO, LOT 23 IN BLOCK 6993 - AMOUNT $413.44)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No.86-989 , ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $413.44.

SECTION 2. That the cost of the aforesaid work, being the amount of $413.44, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 23 of Block 6993 of Sherwood Manor as per map filed July 20, 1959, in Volume 19 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 13-30-29)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-882

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (RAMON BATISTA, JR., LOT 24 IN BLOCK 6993 - AMOUNT $504.03)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $504.03.

SECTION 2. That the cost of the aforesaid work, being the amount of $504.03, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 24 of Block 6993 of Sherwood Manor as per map filed July 20, 1959, in Volume 19 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 13-30-30)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-883

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (GARY E. ZIMMERMAN, LOT 25 IN BLOCK 6993 - AMOUNT $481.56)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $481.56.

SECTION 2. That the cost of the aforesaid work, being the amount of $481.56, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 25 of Block 6993 of Sherwood Manor as per map filed July 20, 1959, in Volume 19 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 13-30-31)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-884

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (HAROLD E. ABERNATHY, LOT 26 IN BLOCK 6993 - AMOUNT $481.56)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $481.56.

SECTION 2. That the cost of the aforesaid work, being the amount of $481.56, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 26 of Block 6993 of Sherwood Manor as per map filed July 20, 1959, in Volume 19 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 13-30-32)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-885

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (JOHN M. SHEPHERD, LOT 27 IN BLOCK 6993 - AMOUNT $480.30)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $480.30.

SECTION 2. That the cost of the aforesaid work, being the amount of $480.30, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 27 of Block 6993 of Sherwood Manor as per map filed July 20, 1959, in Volume 19 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 13-30-33)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-886

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (GREGORIOI R. GLORIA, LOT 2 IN BLOCK 6993 - AMOUNT $423.94)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $423.94.

SECTION 2. That the cost of the aforesaid work, being the amount of $423.94, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

> Lot 2 of Block 6993 of Norton Gardens as per map filed August 12, 1958, in Volume 19 of Maps, Page 5, Stanislaus County Records.
>
> (Stanislaus County Assessor's Parcel No. 13-58-06)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-887

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (DARREL A. SHARP, LOT 1 IN BLOCK 6993 - AMOUNT $ 424.93

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $424.93.

SECTION 2. That the cost of the aforesaid work, being the amount of $423.94, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 1 of Block 6993 of Norton Gardens as per map filed August 12, 1958, in Volume 19 of Maps, Page 5, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 13-58-07)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-888

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (WILLIAM M. ALLEN, JR., LOT 3 IN BLOCK 6993 - AMOUNT $731.61)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $731.61.

SECTION 2. That the cost of the aforesaid work, being the amount of $731.63, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 3 of Block 6993 of Norton Gardens as per map filed August 12, 1958, in Volume 19 of Maps, Page 5, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 13-58-05)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-889

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (TRUMAN TRAPHAGAN, LOT 4 IN BLOCK 6993 - AMOUNT $440.12)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $440.12.

SECTION 2. That the cost of the aforesaid work, being the amount of $440.12, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 4 of Block 6993 of Norton Gardens as per map filed August 12, 1958, in Volume 19 of Maps, Page 5, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 13-58-04)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-890

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (MARK D. WHEELER, LOT 5 IN BLOCK 6993 - AMOUNT $440.12)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $440.12.

SECTION 2. That the cost of the aforesaid work, being the amount of $440.12, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 5 of Block 6993 of Norton Gardens as per map filed August 12, 1958, in Volume 19 of Maps, Page 5, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 13-58-03)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-891

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (MELVIN KAMPEN STEPHENS, LOT 6 IN BLOCK 6993 - AMOUNT $440.12)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $440.12.

SECTION 2. That the cost of the aforesaid work, being the amount of $440.12, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 6 of Block 6993 of Norton Gardens as per map filed August 12, 1958, in Volume 19 of Maps, Page 5, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 13-58-02)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-892

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (JAMES W. HUGGINS, LOT 7 IN BLOCK 6993 - AMOUNT $471.78)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989 , ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $471.78.

SECTION 2. That the cost of the aforesaid work, being the amount of $471.78, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 7 of Block 6993 of Norton Gardens as per map filed August 12, 1958, in Volume 19 of Maps, Page 5, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 13-58-01)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-893

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (CLARA J. ACHELPOHI, LOT 1 IN BLOCK 6892 - AMOUNT $345.77)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No.86-989 , ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $345.77.

SECTION 2. That the cost of the aforesaid work, being the amount of $345.77, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 1 of Block 6892 of Edward Manor as per map filed September 19, 1961, in Volume 19 of Maps, Page 82, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 13-59-01)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-894

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (DON A. SOUSA, LOT 2 IN BLOCK 6892 - AMOUNT $381.92)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $381.92.

SECTION 2. That the cost of the aforesaid work, being the amount of $381.92, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 2 of Block 6892 of Edward Manor as per map filed September 19, 1961, in Volume 19 of Maps, Page 82, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 13-59-02)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-895

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (MARVIN H. BORT, LOT 3 IN BLOCK 6892 - AMOUNT $381.92)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $381.92.

SECTION 2. That the cost of the aforesaid work, being the amount of $381.92, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 3 of Block 6892 of Edward Manor as per map filed September 19, 1961, in Volume 19 of Maps, Page 82, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 13-59-03)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-896

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (EARLENE F. RIGHETTI, LOT 4 IN BLOCK 6892 - AMOUNT $372.95)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No.86-989 , ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $372.95.

SECTION 2. That the cost of the aforesaid work, being the amount of $372.95, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 4 of Block 6892 of Edward Manor as per map filed September 19, 1961, in Volume 19 of Maps, Page 82, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 13-59-04)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-897

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (LAWRENCE M. JOHNSON, LOT 5 IN BLOCK 6892 - AMOUNT $395.15)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $395.15.

SECTION 2. That the cost of the aforesaid work, being the amount of $395.15, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 5 of Block 6892 of Edward Manor as per map filed September 19, 1961, in Volume 19 of Maps, Page 82, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 13-59-05)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-898

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (ORIGINAL APOST. FAITH CHURCH, LOT PORTION IN BLOCK 6892 - AMOUNT $1,461.28)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $1,461.28.

SECTION 2. That the cost of the aforesaid work, being the amount of $1,461.28, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot Portion of Block 6892 of Edward Manor as per map filed September 19, 1961, in Volume 19 of Maps, Page 82, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 13-59-06)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO.87-899

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (ROSS BRILES, LOT 1 IN BLOCK 6932 - AMOUNT $682.64)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $682.64.

SECTION 2. That the cost of the aforesaid work, being the amount of $682.64, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 1 of Block 6932 of Sherwood Manor as per map filed July 20, 1959, in Volume 19 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 13-32-26)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall

be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO.87-900

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (FRANCIS J. FIORI, PARCEL C IN BLOCK 6932 - AMOUNT $377.34)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $377.34.

SECTION 2. That the cost of the aforesaid work, being the amount of $377.34, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Parcel C of that certain parcel map filed February 24, 1971 in Volume 10 of Parcel Maps, Page 81, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 13-32-27)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall

be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-901

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (MUZIO VALERIO, PARCEL B IN BLOCK 6932 - AMOUNT $377.34)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $377.34.

SECTION 2. That the cost of the aforesaid work, being the amount of $377.34, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Parcel B of that certain parcel map filed February 24, 1971 in Volume 10 of Parcel Maps, Page 81, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 13-32-28)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall

be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-902

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (JOHN ALCAMO, TRUSTEE, PARCEL A IN BLOCK 6932 - AMOUNT $435.64)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $435.64.

SECTION 2. That the cost of the aforesaid work, being the amount of $435.64, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Parcel A of that certain parcel map filed February 24, 1971 in Volume 10 of Parcel Maps, Page 81, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 13-32-29)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall

be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-903

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (MARVIN SMITH, LOT 2 IN BLOCK 6932 - AMOUNT $385.23)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $385.23.

SECTION 2. That the cost of the aforesaid work, being the amount of $385.23, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 2 of Block 6932 of Sherwood Manor as per map filed July 20, 1959, in Volume 19 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 13-32-30)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall

be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-904

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (RONALD DEANE, TRUSTEE, LOT 3 IN BLOCK 6932 - AMOUNT $416.23)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $416.23.

SECTION 2. That the cost of the aforesaid work, being the amount of $416.23, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 3 of Block 6932 of Sherwood Manor as per map filed July 20, 1959, in Volume 19 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 13-32-31)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall

be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-905

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (ANTHONY L. PINHEIRO, LOT 4 IN BLOCK 6932 - AMOUNT $760.90)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $760.90.

SECTION 2. That the cost of the aforesaid work, being the amount of $760.90, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 4 of Block 6932 of Sherwood Manor as per map filed July 20, 1959, in Volume 19 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 13-32-32)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall

be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-906

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (MELVA NICHOLS, LOT 5 IN BLOCK 6932 - AMOUNT $505.91)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $505.91.

SECTION 2. That the cost of the aforesaid work, being the amount of $505.91, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 5 of Block 6932 of Sherwood Manor as per map filed July 20, 1959, in Volume 19 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 13-32-33)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall

be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-907

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (MICHAEL J. BLAKESLEE, LOT 6 IN BLOCK 6932 - AMOUNT $439.36)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $439.36.

SECTION 2. That the cost of the aforesaid work, being the amount of $439.36, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 6 of Block 6932 of Sherwood Manor as per map filed July 20, 1959, in Volume 19 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 13-32-34)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall

be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-908

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (EDWARD T. WALTERS, LOT 7 IN BLOCK 6932 - AMOUNT $376.31)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $376.31.

SECTION 2. That the cost of the aforesaid work, being the amount of $376.31, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 7 of Block 6932 of Sherwood Manor as per map filed July 20, 1959, in Volume 19 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 13-32-35)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall

be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-909

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (VIRGINIA E. HULL, LOT 8 IN BLOCK 6932 - AMOUNT $363.67)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $363.67.

SECTION 2. That the cost of the aforesaid work, being the amount of $363.67, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 8 of Block 6932 of Sherwood Manor as per map filed July 20, 1959, in Volume 19 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 13-32-36)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall

be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-910

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (GARY H. PARHAM, LOT 9 IN BLOCK 6932 - AMOUNT $763.45)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $763.45.

SECTION 2. That the cost of the aforesaid work, being the amount of $763.45, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 9 of Block 6932 of Sherwood Manor as per map filed July 20, 1959, in Volume 19 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 13-32-37)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall

be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-911

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (JOHN E. LEITCH, LOT 10 IN BLOCK 6932 - AMOUNT $550.17)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $550.17.

SECTION 2. That the cost of the aforesaid work, being the amount of $550.17, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 10 of Block 6932 of Sherwood Manor as per map filed July 20, 1959, in Volume 19 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 13-32-38)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall

be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-912

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (DONOVAN C. BEACHLER, LOT 11 IN BLOCK 6932 - AMOUNT $583.45)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $583.45.

SECTION 2. That the cost of the aforesaid work, being the amount of $583.45, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 11 of Block 6932 of Sherwood Manor as per map filed July 20, 1959, in Volume 19 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 13-32-39)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall

be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-913

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (KENNETH F. BONDURANT, LOT 12 IN BLOCK 6932 - AMOUNT $413.23)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $413.23.

SECTION 2. That the cost of the aforesaid work, being the amount of $413.23, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 12 of Block 6932 of Sherwood Manor as per map filed July 20, 1959, in Volume 19 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 13-32-40)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall

be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-914

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (ALFRED L. HOLCOMBE, LOT 13 IN BLOCK 6932 - AMOUNT $394.29)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $394.29.

SECTION 2. That the cost of the aforesaid work, being the amount of $394.29, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 13 of Block 6932 of Sherwood Manor as per map filed July 20, 1959, in Volume 19 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 13-32-41)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall

be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-915

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (DOROTHY KIDD, LOT 14 IN BLOCK 6932 - AMOUNT $433.76)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $433.76.

SECTION 2. That the cost of the aforesaid work, being the amount of $433.76, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 14 of Block 6932 of Sherwood Manor as per map filed July 20, 1959, in Volume 19 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 13-32-42)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall

be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being dully seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-916

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING STREET TREES

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

SECTION 1. The plans and specifications for purchase of street trees

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on September 15, 1987, at 3:00 p.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-917

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE RE-BIDDING OF THE RELOCATION OF FUEL VAULTS AT THE WATER QUALITY CONTROL REMOTE POND SITE

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

SECTION 1. The plans and specifications for the re-bidding of the relocation of fuel vaults at the Water Quality Control remote pond site copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on September 15, 1987, 11:05 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-918

A RESOLUTION ACCEPTING THE BID OF TARGET SPECIALTY PROJECTS FOR FURNISHING MAUGET TREE INJECTICIDE

WHEREAS, Resolution No. 87-647, adopted by the Council of the City of Modesto on July 28, 1987, approved the plans and specifications for the purchase of mauget tree injecticide

and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of mauget tree injecticide

were opened at 3:00 p.m. on August 18, 1987, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of Target Specialty Projects in the amount of $9,467.49

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Target Specialty Projects in the amount of $9,467.49

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-919

A RESOLUTION REJECTING THE SOLE BID FOR FURNISHING DISCING SERVICES AND OPENED IN THE OFFICE OF THE CITY CLERK ON AUGUST 11, 1987, AND AUTHORIZING NEW CALL FOR BIDS

WHEREAS, Resolution No. 87-555, adopted by the Council of the City of Modesto on July 7, 1987, approved the plans and specifications for furnishing discing services, and authorized the call for bids; and

WHEREAS, the bid received for the furnishing of discing services was opened at 3:00 p.m. on August 11, 1987; and

WHEREAS, the one bid received was way over budget, and staff was informed by one vendor that he had misunderstood the requirements and if given the opportunity, would submit a bid.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that the bid received for furnishing discing services opened in the office of the City Clerk on August 11, 1987, are hereby rejected.

BE IT FURTHER RESOLVED by the Council of the City of Modesto that new call for bids for furnishing discing services to be opened September 22, 1987, at 3:00 p.m. is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember Whiteside , was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-920

A RESOLUTION ACCEPTING THE BID OF CENTRAL PUMP COMPANY FOR THE RECONSTRUCTION OF PUMP STATION NO. 7

WHEREAS, Resolution No. 87-646, adopted by the Council of the City of Modesto on July 28, 1987, approved the plans and specifications for the reconstruction of pump station No. 7 and authorized the calling for bids; and

WHEREAS, the bids received for the reconstruction of pump station No. 7 were opened at 11:00 a.m. on August 18, 1987, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of Central Pump Company in the amount of $62,892 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Central Pump Company in the amount of $62,892 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-921

A RESOLUTION ACCEPTING THE BID OF OPINSKI CONSTRUCTION FOR THE RENOVATION OF THE GRANDSTAND AT JOHN THURMAN FIELD

WHEREAS, Resolution No. 87-600, adopted by the Council of the City of Modesto on July 14, 1987, approved the plans and specifications for the renovation of the grandstand at John Thurman Field and authorized the calling for bids; and

WHEREAS, the bids received for the renovation of the grandstand at John Thurman Field were opened at 11:05 a.m. on August 4, 1987, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of Opinski Construction in the amount of $137,249 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Opinski Construction in the amount of $137,249 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-922

A RESOLUTION ACCEPTING THE INSTALLATION OF AERATORS AT THE CITY'S REMOTE POND SITE AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering , that the installation of aerators at the City's remote pond site

has been completed by Conco-West, Inc.

in accordance with the contract agreement dated May 5, 1987 .

NOW, THEREFORE, BE IT RESOLVED that the installation of aerators at the City's remote pond site

be accepted from said contractor, Conco-West, Inc. ;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $328,400 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-923

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND RECREATION SYSTEMS, INC. TO DEVELOP THE MASTERPLAN FOR PELANDALE NEIGHBORHOOD PARK

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Recreation Systems, Inc. to develop the masterplan for Pelandale Neighborhood Park

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-924

**A RESOLUTION SETTING TIME AND PLACE FOR HEARING** TO CONSIDER VARIOUS FEE INCREASES RELATIVE TO LAND DEVELOPMENT, STREET WORK, BUILDING INSPECTION, WATER AND SEWER INSPECTIONS, DOCUMENT REPRODUCTION AND SIGNS

**BE IT HEREBY RESOLVED by the Council of the City of Modesto that** September 8, 1987 **, at** 7:30 **P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of** various fee increases relative to land development, street work, building inspection, water and sewer inspections, document reproduction and signs.

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 25th **day of** August **, 19**87**, by Councilmember** Lang **, who moved its adoption, which motion being duly seconded by Councilmember** Whiteside **, was upon roll call carried and the resolution adopted by the following vote:**

**AYES: Councilmembers:** Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

**NOES: Councilmembers:** None

**ABSENT: Councilmembers:** None

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-925

A RESOLUTION SETTING TIME AND PLACE FOR HEARING FOR RECONSIDERATION OF THE TENTH STREET PLAZA ALLEY CLOSURE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that September 8, 1987, at 7:30 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of the Tenth Street Plaza alley closure.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-926

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND WESTSIDE ECONOMIC AND MINORITY ALLIANCE FOR FUNDING OF THE JOB OPPORTUNITIES IN BUSINESS FOR YOUTH PROJECT UNDER THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FOR 1987-88

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Westside Economic and Minority Alliance for funding of the Job Opportunities in Business for Youth Project under the Community Development Block Grant program for 1987-88

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-927

A RESOLUTION ACCEPTING IMPROVEMENTS IN WALNUT WOODS EAST SUBDIVISION AND AUTHORIZING RELEASE OF SUBDIVISION BONDS

WHEREAS, Grant Construction, subdividers of Walnut Woods East Subdivision have filed subdivision bonds for faithful performance and labor and materials in the amount of $805,300.00 and $402,650.00 respectively to guarantee improvements in Walnut Woods East Subd. and;

WHEREAS, the Director of Engineering in a memorandum dated August 19, 1987, indicates that all work required by the subdivision agreement has been completed to the satisfaction of the Engineering Department; and

WHEREAS, the Director of Engineering has indicated that it would be in order for the City Council to accept the improvements in said subdivision as complete and authorize the City Clerk to file notice of completion and release the subdivision bonds upon expiration of the statutory period.

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

1. The improvements in Walnut Woods East Subdivision are hereby accepted.
2. The City Clerk is hereby authorized to release the subdivision bond for faithful performance in the amount of $805,300.00 upon recordation of notice of completion.
3. The City Clerk is hereby authorized to release the subdivision bond for labor and materials in the amount of $402,650.00 upon expiration of the statutory period.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-928

A RESOLUTION ACCEPTING IMPROVEMENTS IN LIVE OAK SUBDIVISION AND AUTHORIZING RELEASE OF SUBDIVISION BONDS

WHEREAS, Florsheim Bros., subdividers of Live Oak Subdivision have filed subdivision bonds for faithful performance and labor and materials in the amount of $125,600.00 and $62,800.00 respectively to guarantee improvements in Live Oak Subdivision and;

WHEREAS, the Director of Engineering in a memorandum dated August 19, 1987, indicates that all work required by the subdivision agreement has been completed to the satisfaction of the Engineering Department; and

WHEREAS, the Director of Engineering has indicated that it would be in order for the City Council to accept the improvements in said subdivision as complete and authorize the City Clerk to file notice of completion and release the subdivision bonds upon expiration of the statutory period.

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

1. The improvements in Live Oak Subdivision Subdivision are hereby accepted.
2. The City Clerk is hereby authorized to release the subdivision bond for faithful performance in the amount of $ 125,600.00 upon recordation of notice of completion.
3. The City Clerk is hereby authorized to release the subdivision bond for labor and materials in the amount of $ 62,800.00 upon expiration of the statutory period.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-929

A RESOLUTION APPROVING THE FINAL MAP OF THE LIVE OAK CONDOMINIUMS SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, L. C. Associates is possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 14.652 acres, known as the Live Oak Condominiums Subdivision, and

WHEREAS, a tentative map of said tract was approved by the Planning Commission of the City of Modesto on the 6th day of July, 1987, and

WHEREAS, the Secretary of the Planning Commission of the City of Modesto has certified that the final map of said tract substantially conforms to the approved tentative map, and

WHEREAS, the City Engineer of the City of Modesto has certified that the final map of said Live Oak Condominiums Subdivision meets all of the provisions of the California Subdivision Map Act and the provisions of the Modesto Municipal Code relating to subdivisions, and that the map is technically correct,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said final map be approved; that the streets, alleys and easements as shown thereon within the boundaries of said tract be accepted on behalf of the public for public use; and that the City Clerk be authorized to certify the map of said tract on behalf of the City of Modesto after the fees and deposits required by the Modesto Municipal Code in amounts determined by the City Engineer have been paid, and subdividers have furnished securities, as set forth in Section 4-4.605 of the Modesto Municipal Code, which shall secure the obligations set forth in Section 66499.3 of the Government Code of the State

of California. Said securities shall be in forms acceptable to the City Attorney and in the amounts required by the Agreement hereinafter referred to.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25 day of August, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-930

A RESOLUTION APPROVING THE LOCAL AGENCY FORMATION COMMISSION "CITY ANNEXATION QUESTIONNAIRE" FOR HOUSER LANE NO. 4 REORGANIZATION

BE IT RESOLVED by the Council of the City of Modesto that the attached Local Agency Formation Commission "City Annexation Questionnaire" for Houser Lane No. 4 Reorganization Annexation 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 August, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-931

**A RESOLUTION SETTING TIME AND PLACE FOR HEARING** ON APPEAL BY JOHN A. MYRTAKIS AND KEN DAVID ELVING, MATEL REALTORS, TO AN ORDER BY THE DIRECTOR OF ENGINEERING SERVICES, CONCERNING A DRIVEWAY, CURB AND SIDEWALK ON THEIR PROPERTY AT 1562 TULLY ROAD

**BE IT HEREBY RESOLVED by the Council of the City of Modesto that** September 8, 1987 **, at** 7:30 **P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of** an appeal by John A. Myrtakis and Ken David Elving, Matel Realtors, to an order by the Director of Engineering Services, concerning a driveway, curb and sidewalk on their property at 1562 Tully Road.

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 25th **day of** August **, 19** 87 **, by Councilmember** Lang **, who moved its adoption, which motion being duly seconded by Councilmember** Whiteside **, was upon roll call carried and the resolution adopted by the following vote:**

**AYES: Councilmembers:** Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

**NOES: Councilmembers:** None

**ABSENT: Councilmembers:** None

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-932

A RESOLUTION DENYING THE APPEAL OF JAMES H. WELCH ON BEHALF OF WILLIAM E. "BUD" FERRELL TO THE DECISION OF THE PLANNING COMMISSION DENYING A PLOT PLAN FOR A TWO-STORY, SIXTEEN-UNIT APARTMENT BUILDING IN THE R-3 ZONE, AND AFFIRMING THE DECISION OF THE PLANNING COMMISSION.

WHEREAS, William E. "Bud" Ferrell has applied for approval of a plot plan for a two-story, sixteen-unit apartment building in the R-3 Zone, property located on the north side of California Avenue east of M.I.D. Lateral No. 5, and

WHEREAS, the plot plan and elevation plans for the project were reviewed by the Planning Commission at its meeting on July 6, 1987, and continued to August 3, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, in accordance with Section 10-2.603 of the Modesto Municipal Code, and

WHEREAS, the matter was continued to allow the applicant to revise the plans and improve the design, and

WHEREAS, at said hearing the Planning Commission, by Resolution No. 87-132, found and determined that approval of the plot plan as requested for said two-story, sixteen-unit apartment building in the R-3 Zone is not required by public necessity, convenience and general welfare for the following reasons:

1. The plan devotes an excess amount of land to unnecessary asphalt pavement more of which land could be in landscaping.

2. Despite the excess paved areas, the parking layout is poor, requiring some undesirable backing movements.

and

WHEREAS, an appeal to the decision of the Planning Commission denying said plot plan for a two-story, sixteen-unit apartment building in the R-3 Zone was filed with the City Clerk by James H. Welch on behalf of William E. "Bud" Ferrell by letter dated August 13, 1987, and

WHEREAS, said appeal was set for public hearing before the Council of the City of Modesto at its regular meeting place located in the Council Chambers in the City Hall, 801 11th Street, Modesto, California, at 4:00 p.m. on September 1, 1987, and

WHEREAS, after hearing evidence both oral and documentary, the Council of the City of Modesto at the meeting on September 1, 1987, found and determined that the appeal of James H. Welch filed on behalf of William E. "Bud" Ferrell to the decision of the Planning Commission denying said plot plan for a two-story, sixteen-unit apartment building in the R-3 Zone, should be denied for the reasons set forth in Planning Commission Resolution No. 87-132, and the decision of the Planning Commission should be affirmed,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the appeal filed by James H. Welch on behalf of William E. "Bud" Ferrell to the decision of the Planning Commission denying said plot plan for a two-story, sixteen-unit apartment building in the R-3 Zone, property located on the north side of California Avenue east of M.I.D. Lateral No. 5, is denied

for the reasons set forth above, and the decision of the Planning Commission denying the appeal is hereby affirmed.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of September, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-933

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE CONSTRUCTION OF ALBERTA MARTONE 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 Alberta Martone Park copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on September 22, 1987 at 11:00 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of September, 19 87, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-934

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND E. & J. GALLO WINERY FOR THE LEASE OF HANGAR NO. 6 AT THE AIRPORT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and E. & J. Gallo Winery for the lease of Hangar No. 6 at the Airport

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-935

A RESOLUTION ACCEPTING THE CALIFORNIA PARKLANDS ACT OF 1986 GRANT FOR RIVERSIDE NEIGHBORHOOD PARK DEVELOPMENT.

WHEREAS, at its meeting of December 9, 1986, the City Council adopted Resolution No. 86-1333 approving an application for a grant funded by the California Parklands Act of 1986 for development of Riverside Neighborhood Park, and

WHEREAS, the City of Modesto has been notified that its grant application for the development of Riverside Neighborhood Park has been approved.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it does hereby accept the California Parklands Act of 1986 grant in the amount of $354,000 for the development of Riverside Neighborhood Park.

BE IT FURTHER RESOLVED that the execution of the grant acceptance by the City's designated official, Garth Lipsky, City Manager, be and it is hereby authorized.

BE IT FURTHER RESOLVED that the City Manager is authorized to execute and submit all documents, including but not limited to amendments, payment requests, and other documents which may be necessary regarding the aforementioned grant.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1 day of September, 1987, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney



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MODESTO CITY COUNCIL
RESOLUTION NO. 87-936

A RESOLUTION CHANGING THE NAME OF ZEELAND CIRCLE TO VAN TUYL PLACE IN THE CITY OF MODESTO.

WHEREAS, Dutchollow No. 4 Subdivision is located on the south side of Snyder Avenue and Dale Road in the City of Modesto and Zeeland Circle is a city street in said subdivision, and

WHEREAS, homes have not yet been constructed on Zeeland Circle, and

WHEREAS, Hollandia Villas Subdivision is located at the northeast corner of Prescott Road and Cheyenne Way in the City of Modesto and Zeeland Court is an existing street in said subdivision, and

WHEREAS, homes have been constructed on Zeeland Court, and

WHEREAS, the Stanislaus County Planning and Community Development Department is responsible for checking street name duplication and has informed City staff of the duplication, and

WHEREAS, Section 3409.1 of the Government Code of the State of California provides that when the existing name of any street should be changed, the legislative body is authorized to change the name of existing streets, and

WHEREAS, it is City policy to avoid duplication of street names to eliminate confusion in dispatching emergency vehicles and mail delivery, and

WHEREAS, it has been recommended that the name of Zeeland Circle be changed to Van Tuyl Place and the developer's engineer has been notified and is in agreement with the proposed street name change, and

WHEREAS, said matter was considered by the City Council on September 1, 1987, in the Council Chambers located at 801 11th Street in the

City of Modesto, at which time it was found and determined that it is desirable to change the name of Zeeland Circle to Van Tuyl Place in the City of Modesto,

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

1. That the name of Zeeland Circle be changed to Van Tuyl Place in the City of Modesto.

2. That street name signs be erected accordingly by the Director of Parking and Traffic, the costs therefore to be paid by the City of Modesto.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1 day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney



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MODESTO CITY COUNCIL
RESOLUTION NO. 87-937

A RESOLUTION AUTHORIZING AND DIRECTING A POLICY STATEMENT ON BEHALF OF THE CITY OF MODESTO IN THE BAY-DELTA HEARING.

WHEREAS, the Bay-Delta Estuary hearing before the State Water Resources Control Board ("State Board") is now in progress, and

WHEREAS, the hearing will culminate in 1990 in a water rights decision which will define the responsibility of the various water right holders within the watershed of the Bay-Delta Estuary to meet the water quality standards to be adopted for the Sacramento/San Joaquin Delta by the State Board during the hearing process, and

WHEREAS, the Tuolumne River is within the Bay-Delta Estuary watershed, and

WHEREAS, the City of Modesto ("City") has over the years utilized ground water as its source of supply for its municipal water system, and

WHEREAS, the time is rapidly approaching when this source of supply will no longer be sufficient in and of itself to fulfill the City's needs for water, and

WHEREAS, in recognition of that fact, the City and the Modesto Irrigation District ("District") are engaged in the planning phase of a proposed project, by means of which the City would receive Tuolumne River water from the District to fulfill the City's needs for a supplemental source of water,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that, in the interests of preserving the availability of Tuolumne River water

as a supplemental source of supply for the City's water system, the Director of Engineering Services of the City of Modesto is hereby authorized and directed to present a suitable policy statement on the City's behalf during the Bay-Delta hearing on the topic "Uses Upstream of Estuary" on September 14, 1987, at Redding, California, and by that means apprise the State Board of the City of Modesto's impending need for water from the Tuolumne River.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1 day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-938

A RESOLUTION AUTHORIZING CITY MANAGER TO CONSENT TO ASSIGNMENT OF TELECOMMUNICATIONS CONTRACT TO NEC AMERICA, INC.

WHEREAS, on June 17, 1987, the City of Modesto entered into an agreement with ASI TELESYSTEMS, INC., (ASI) for the furnishing and installation of a telecommunications system, and

WHEREAS, NEC AMERICA, INC., (NEC) has acquired ASI, and

WHEREAS, NEC is ready, willing and able to complete ASI's contract with the City of Modesto, and

WHEREAS, the contract allows for such an assignment but only with the approval and consent of the City of Modesto, and

WHEREAS, NEC and ASI have requested such consent and approval, and

WHEREAS, it appears to be in the best interests of the City of Modesto to consent to such assignment,

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Modesto that the City Manager of the City of Modesto is hereby authorized and directed to execute an assignment in such form as is approved by the City Attorney of that certain contract entered into by and between ASI and the City of Modesto on or about June 17, 1987, to NEC.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1 day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-939

A RESOLUTION ACCEPTING IMPROVEMENTS IN YELLOWSTONE ESTATES SUBDIVISION AND AUTHORIZING RELEASE OF SUBDIVISION BONDS

WHEREAS, P & R Enterprises , subdividers of Yellowstone Estates Subdivision have filed subdivision bonds for faithful performance and labor and materials in the amount of $131,700.00 and $65,950.00 respectively to guarantee improvements in and;

WHEREAS, the Director of Engineering in a memorandum dated indicates that all work required by the subdivision agreement has been completed to the satisfaction of the Engineering Department; and

WHEREAS, the Director of Engineering has indicated that it would be in order for the City Council to accept the improvements in said subdivision as complete and authorize the City Clerk to file notice of completion and release the subdivision bonds upon expiration of the statutory period.

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

1. The improvements in Yellowstone Estates Subdivision are hereby accepted.
2. The City Clerk is hereby authorized to release the subdivision bond for faithful performance in the amount of $131,700.00 upon recordation of notice of completion.
3. The City Clerk is hereby authorized to release the subdivision bond for labor and materials in the amount of $65,950.00 upon expiration of the statutory period.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of September , 19 87 , by Councilmember Whiteside , who moved its adoption, which motion being duly seconded by Councilmember Sutton , was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-940

A RESOLUTION APPROVING THE FINAL MAP OF THE BRIGGS ESTATES SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, P & R Enterprises, a General Partnership is possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 5.671 acres, known as the Briggs Estates Subdivision, and

WHEREAS, a tentative map of said tract was approved by the Planning Commission of the City of Modesto on the 2nd day of February, 1987, and

WHEREAS, the Secretary of the Planning Commission of the City of Modesto has certified that the final map of said tract substantially conforms to the approved tentative map, and

WHEREAS, the City Engineer of the City of Modesto has certified that the final map of said Briggs Estates Subdivision meets all of the provisions of the California Subdivision Map Act and the provisions of the Modesto Municipal Code relating to subdivisions, and that the map is technically correct,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said final map be approved; that the streets, alleys and easements as shown thereon within the boundaries of said tract be accepted on behalf of the public for public use; and that the City Clerk be authorized to certify the map of said tract on behalf of the City of Modesto after the fees and deposits required by the Modesto Municipal Code in amounts determined by the City Engineer have been paid, and subdividers have furnished securities, as set forth in Section 4-4.605 of the Modesto Municipal Code, which shall secure the obligations set forth in Section 66499.3 of the Government Code of the State

of California. Said securities shall be in forms acceptable to the City Attorney and in the amounts required by the Agreement hereinafter referred to.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1 day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

2807CA

MODESTO CITY COUNCIL
RESOLUTION NO. 87-941

A RESOLUTION APPROVING A COMMON USE AGREEMENT BETWEEN THE CITY OF MODESTO AND MODESTO IRRIGATION DISTRICT FOR LATERAL NO. 2 FOR THE McCLURE ROAD STORM DRAIN LINE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the commun use agreement between the City of Modesto and Modesto Irrigation District to allow for boring and jacking of the 66" storm drain line under Lateral No. 2 in conjunction with the installation of the storm sewer at McClure Road

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-942

A RESOLUTION ENDORSING AN ECONOMIC DEVELOPMENT PARTNERSHIP APPLICATION FOR FUNDS FROM SCEDCO UNDER THE RURAL RENAISSANCE/PRIVATE INDUSTRY COUNCIL ECONOMIC DEVELOPMENT GRANT PROGRAM.

WHEREAS, Stanislaus County Economic Development Corporation (hereinafter referred to as "SCEDCO"), is accepting Requests for Proposals for the Rural Renaissance/Private Industry Council Economic Development Grant Program, and

WHEREAS, each of the nine communities in the County of Stanislaus is eligible for a grant of up to $10,000 for approved economic development activities, and

WHEREAS, SCEDCO has requested that the City of Modesto and the Chamber of Commerce (hereinafter referred to as "partnership"), endorse their community's application, and

WHEREAS, the Economic Development Partnership's Requests for Proposals is for funds in the amount of $10,000, said funds to be used for a publication which emphasizes the quality of life within this community and which will be used by the City of Modesto and the Chamber of Commerce for marketing purposes,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby endorses an Economic Development Partnership application for funds in the amount of $10,000 from SCEDCO under the Rural Renaissance/Private Industry Council Economic Development Grant Program.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1 day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-943

A RESOLUTION AMENDING RESOLUTION NO. 82-497 RELATING TO THE CRITERIA FOR THE ISSUANCE OF HEALTH CARE FACILITY REVENUE BONDS.

WHEREAS, the City of Modesto is authorized pursuant to its Charter and Ordinance No. 2138-C.S. to issue and sell its bonds for the purpose of providing financing for the acquisition and construction of health care facilities located within the City, and

WHEREAS, pursuant to Resolution No. 82-497, adopted on July 6, 1982 (the "Resolution"), the City has established criteria for the issuance of health care facility revenue bonds, and

WHEREAS, it is in the public interest for public benefit and in furtherance of the public purposes of the City that the City Council make certain amendments to Resolution No. 82-497,

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

SECTION 1. Paragraph 6 of Resolution No. 82-497 is hereby amended to read as follows:

"6. The use of bonds for the refinancing of existing debt shall be limited to (a) existing tax exempt financing, or (b) a small residual taxable loan where such refinancing is required in order for the bonds to be issued."

SECTION 2. All other provisions of Resolution No. 82-497 shall remain in full force and effect.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1 day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

I, the undersigned City Clerk of the City of Modesto, hereby certify that the foregoing is a full, true and correct copy of Resolution No. 87-943 duly adopted by the City Council of the City of Modesto at a meeting thereof on the 1st day of September, 1987, by the following vote of the members thereof:

AYES, and in favor thereof: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

Norrine Coyle

NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-944

A RESOLUTION PROVIDING PRELIMINARY APPROVAL OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF PROVIDING FINANCING FOR CERTAIN HEALTH CARE FACILITIES.

WHEREAS, the City of Modesto (the "City") is authorized pursuant to its Charter and Ordinance No. 2138-C.S. (the "Law") to issue and sell its bonds for the purpose of providing financing for the acquisition and construction of health care facilities located within the City, and

WHEREAS, Memorial Hospitals Association (the "Corporation"), an organization qualified under section 501(c)(3) of the Internal Revenue Code of 1986, has applied to the City to issue and sell its bonds for the purpose of providing financing for the acquisition and construction of certain health care facilities to be located within the City, which facilities are described in Exhibit "A" attached hereto and by this reference incorporated herein (the "Project"), and the City wishes to induce the Corporation to acquire and construct the Project within the City, and

WHEREAS, it is in the public interest, for public benefit and in furtherance of the public purposes of the City that the City Council provide preliminary approval of the issuance of bonds for the aforesaid purposes,

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

1. The City hereby preliminarily approves the issuance and sale of bonds of the City pursuant to the Law in a principal amount of not to exceed $22,000,000, for the purpose of providing financing to the Corporation for the acquisition and construction of the Project.

2. The City hereby determines that it will take all action necessary or advisable in connection with the issuance and sale of the bonds and the execution of the financing agreements for the Project.

3. The bonds shall be special obligations of the City payable solely from the trust estate to be defined in the indenture authorizing the bonds, and shall not constitute an indebtedness of the City or a loan of credit thereof within the meaning of any constitutional or statutory provisions.

4. The issuance and sale of the bonds shall be upon such terms and conditions as may be mutually agreed upon by the City, the Corporation and the purchasers of the bonds and shall be subject to completion of proceedings for issuance, sale and delivery of the bonds by the City.

5. The proceeds of the bonds shall include such related and necessary issuance costs, administrative expenses, debt service reserves and interest payments as may be required to accomplish the financing successfully.

6. The City Council hereby finds that the issuance of the bonds as described herein is a substantial inducement to the Corporation to acquire and construct the Project within the City and that the Project will further the public purposes of the City.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1 day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterosn, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By_____
STAN T. YAMAMOTO, City Attorney

EXHIBIT A

DESCRIPTION OF PROJECT

The Corporation will undertake a $22,000,000 project of capital improvements that will add to its existing patient tower, modify and renovate many areas of the facility, purchase major equipment items and refinance approximately $4,300,000 of existing debt.

I, the undersigned City Clerk of the City of Modesto, hereby certify that the foregoing is a full, true and correct copy of Resolution No. 87-944 duly adopted by the City Council of the City of Modesto at a meeting thereof on the 1st day of September, 1987, by the following vote of the members thereof:

AYES, and in favor thereof: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

Norrine Coyle

NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-945

A RESOLUTION AMENDING THE ANNUAL BUDGET OF THE CITY OF MODESTO FOR THE 1987-88 FISCAL YEAR TO PROVIDE FINANCING FOR THE BEYER COMMUNITY PARK TENNIS COURTS, RESTROOM, LIGHTS AND HORSESHOE COURT PROJECT.

WHEREAS, it is necessary to amend the Annual Budget of the City of Modesto for the 1987-88 fiscal year to complete the Beyer Community Park tennis courts, restroom, lights and horseshoe court project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the following changes be made to the Annual Budget of the City of Modesto for the 1987-88 fiscal year:

1. The amount of $10,674 now appropriated in Account No. 150-310-P290-6000, Downey Community Park Shade Shelter, be reduced by $10,600 to $74.

2. The amount of $6,702 now appropriated in Account No. 140-310-G315-6000, Davis Community Park Shade Shelter, be reduced by $5,700 to $1,002.

3. The amount of $3,626 now appropriated in Account No. 200-310-G401-6000, Goldsworthy Park Land Acquisition, be reduced by $3,500 to $126.

4. The amount of $18,642 now appropriated in Account No. 200-310-G408-6000, Orchard Neighborhood Park Sidewalks, be reduced by $3,500 to $15,268.

5. The amount of $20,104 now appropriated in Account No. 130-310-G640-6000, Riverside and Dry Creek Masterplanning, be reduced by

$19,500 to $604.

6. The amount of $30,052 now appropriated in Account No. 200-310-P307-6000, Miscellaneous Projects, be reduced by $22,000 to $8,052.

7. The amount of $336,763 now appropriated in Account No. 150-310-G372-6000, Beyer Community Park Engineering, be increased by $64,800 to $401,563.

8. The amount of $76,000 now appropriated in Account No. 140-700-7000-7150, Transfer Out to Parks and Recreation Facilities, Fund No. 150 be increased by $5,700 to $81,700.

9. The amount of $200,000 now appropriated in Account No. 130-700-7000-7150, Transfer Out to Parks and Recreation Facilities, Fund No. 150 be increased by $19,500 to $219,500.

10. The amount of $-0- now appropriated in Account No. 200-700-7000-7150, Transfer Out to Parks and Recreation Facilities, Fund No. 150 be increased by $29,000 to $29,000.

11. The amount of $76,000 now appropriated in Account No. 150-700-7000-9140, Transfer In from Fund No. 140 of the Parks and Recreation Facilities, Fund No. 150, be increased by $5,700 to $81,700.

12. The amount of $200,000 now appropriated in Account No. 150-700-7000-9130, Transfer In from Fund No. 130 of the Parks and Recreation Facilities, Fund No. 150, be increased by $19,500 to $219,500.

13. The amount of $-0- now appropriated in Account No. 150-700-7000-9200, Transfer In from Fund No. 200 of the Parks and Recreation Facilities, Fund No. 150, be increased by $29,000 to $29,000.

BE IT FURTHER RESOLVED that the Director of Finance is hereby

authorized to implement the provisions of this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1 day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-946

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

WHEREAS, a Position Classification Plan for the City of Modesto was adopted by Modesto City Council Resolution No. 67-77 pursuant to Rule 2 of the Personnel Rules and Regulations of the City of Modesto, and

WHEREAS, the City Manager has recommended to the Council amendments to the Position Classification Plan, and

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

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

SECTION 1. CLASSIFICATION AMENDED. The Position Classification Plan of the City of Modesto is hereby amended to amend the following classification:

Accountant I/II

The specification for the classification amended, as shown on the attached Exhibit "A", which is hereby made a part of this resolution by reference, is hereby approved and made a part of the Position Classification Plan of the City of Modesto.

SECTION 2. EFFECTIVE DATE. This resolution shall become effective on and after September 1, 1987.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1 day of September, 1987, by Councilmerber Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensigner

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Marrine Coyle
MORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney



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DEFINITION:

This class series describes two classes that are responsible to perform professional accounting and auditing duties; to prepare and interpret financial statements or reports; to establish new accounting procedures and controls; and to perform related duties as required.

DISTINGUISHING CHARACTERISTICS:

Accountant I is the entry level into the professional accounting series. Accountant II is distinguished from level I by performing duties involving higher levels of City administration and performing more difficult assignments. These positions are allocated at level II. Those appointed at level I will be expected to demonstrate proficiency in acquiring skills and abilities to perform more complex assignments. When the employee has completed a minimum of eighteen (18) months, he/she will be eligible for promotion to Accountant II upon the recommendation of the department head.

EXAMPLES OF DUTIES:

Reviews and evaluates laws, controls, grants, and administrative policies for guidelines in performing accounting and fiscal operations; establishes, maintains, and makes recommendations on the implementation of accounting system revisions; prepares a variety of detailed accounting, statistical and/or narrative financial reports requiring analysis and interpretation; examines, analyzes and verifies fiscal documents to insure adherence to established internal controls; performs accounting work on grant reports for Federal, State and County agencies; may train and supervise professional accounting and clerical staff.

EMPLOYMENT STANDARDS:

Experience:

Accountant I - No experience required.

Accountant II - Eighteen (18) months or more experience comparable to an Accountant I with the City of Modesto. (A Master's degree with an emphasis on accounting is highly desirable and may be substituted for one (1) year of the required experience.)

Education:

**Equivalent to graduation with a Bachelor's degree from an accredited four-year college or university with a major in accounting or a related field.**

Skills:

Must possess skills to demonstrate success in research and analysis of complex accounting systems.

Knowledge of:

Principles and procedures of account classifications; principles of auditing; principles of technical report preparation; governmental accounting principles and procedures; laws, rules and regulations affecting governmental fiscal operations; principles and methods of office procedures and practices, including data processing and word processing equipment; principles of training and supervision.

and

Ability to:

Understand and apply legal requirements and administrative policies to accounting functions; interpret and analyze complex fiscal data and draw logical conclusions; effectively communicate with administrators, other government officials, auditors, employees, and the public both orally and in writing; prepare completed staff work for oral and written presentations; prepare statistical and financial reports; complete work assignments with a minimum of direction; set self priorities and structure time; work under pressure; adapt with flexibility to unexpected changes in the work situation; work and control sensitive, confidential information on assignment; assign work, train, and evaluate performance of subordinate technical and clerical personnel; establish and maintain cooperative relationships with those contacted during the course of work.

and

Those appointed as Accountant I shall serve a twelve (12) month probation. Satisfactory performance and recommendation of the department head is required for regular status.

Possesion of an appropriate operator's license issued by the California Department of Motor Vehicles within one month of appointment.

Incumbents will be required to file a Statement of Economic Interests.

MODESTO CITY COUNCIL
RESOLUTION NO. 87-947

A RESOLUTION APPROVING THE REQUEST OF DOLL'S ENTERPRISES, INC. FOR REFUND OF $2,984.17 FOR OVERPAYMENT OF BUSINESS LICENSE TAX

BE IT RESOLVED by the Council of the City of Modesto that the request of Doll's Enterprises, Inc. for refund of $2,984.17 for overpayment of business license tax is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton , was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-948

**A RESOLUTION SETTING TIME AND PLACE FOR HEARING** REGARDING LETTER FROM GRIFFIN, CONWAY & JONES ON BEHALF OF MODESTO GARBAGE CO. AND ORANGE LINE SANITATION CO. REQUESTING THE MERGER OF THE TWO COMPANIES INTO MODESTO GARBAGE CO., INC.

**BE IT HEREBY RESOLVED by the Council of the City of Modesto that** September 15, 1987 **, at** 4:00 **P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of** a request by Griffin, Conway & Jones on behalf of Modesto Garbage Co. and Orange Line Sanitation Co. for a merger of the two companies into Modesto Garbage Co., Inc.

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 1st **day of** September **, 19**87**, by Councilmember** McGrath **, who moved its adoption, which motion being duly seconded by Councilmember** Whiteside **, was upon roll call carried and the resolution adopted by the following vote:**

| | | |
|---|---|---|
| **AYES:** | **Councilmembers:** | McGrath, Muratore, Patterson, Whiteside, Mayor Mensinger |
| **NOES:** | **Councilmembers:** | None |
| **ABSENT:** | **Councilmembers:** | Lang, Sutton |

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-949

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (FRANK L. MENDES, LOT 1 IN BLOCK 6702 - AMOUNT $286.49)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 198 6 adopt its Resolution No. 86-989 , ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $286.49.

SECTION 2. That the cost of the aforesaid work, being the amount of $286.49, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 1 of Block 6702 of Caroland Manor No. 2 as per map filed January 28, 1955, in Volume 18 of Map, Page 17, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 59-35-01)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being dully seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-950

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (EARL P. WADDELL, LOT 2 IN BLOCK 6702 - AMOUNT $286.49)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986 adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $286.49.

SECTION 2. That the cost of the aforesaid work, being the amount of $286.49, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 2 of Block 6702 of Caroland Manor No. 2 as per map filed January 28, 1955, in Volume 18 of Map, Page 17, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 59-35-02)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being dully seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-951

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (ALICE LANE, LOT 3 IN BLOCK 6702 - AMOUNT $286.49)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $286.49.

SECTION 2. That the cost of the aforesaid work, being the amount of $286.49, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 3 of Block 6702 of Caroland Manor No. 2 as per map filed January 28, 1955, in Volume 18 of Map, Page 17, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 59-35-03)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being dully seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-952

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (NEVA L. OGDEN, LOT 4 IN BLOCK 6702 - AMOUNT $286.49)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $286.49.

SECTION 2. That the cost of the aforesaid work, being the amount of $286.49, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 4 of Block 6702 of Caroland Manor No. 2 as per map filed January 28, 1955, in Volume 18 of Map, Page 17, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 59-35-04)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being dully seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-953

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (RAYMOND K. JENKINS, LOT 5 IN BLOCK 6702 - AMOUNT $286.49)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $286.49.

SECTION 2. That the cost of the aforesaid work, being the amount of $286.49, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 5 of Block 6702 of Caroland Manor No. 2 as per map filed January 28, 1955, in Volume 18 of Map, Page 17, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 59-35-05)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being dully seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-954

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (DONNA A. WALKER, LOT 6 IN BLOCK 6702 - AMOUNT $286.49)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No.86-989 , ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $286.49.

SECTION 2. That the cost of the aforesaid work, being the amount of $286.49, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 6 of Block 6702 of Caroland Manor No. 2 as per map filed January 28, 1955, in Volume 18 of Map, Page 17, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 59-35-06)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being dully seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-955

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (JOHN E. KING, LOT 7 IN BLOCK 6702 - AMOUNT $286.49)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No.86-989 , ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $286.49.

SECTION 2. That the cost of the aforesaid work, being the amount of $286.49, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 7 of Block 6702 of Caroland Manor No. 2 as per map filed January 28, 1955, in Volume 18 of Map, Page 17, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 59-35-07)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being dully seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-956

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (LEROY APPLEQUIST, LOT 8 IN BLOCK 6702 - AMOUNT $286.49)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $286.49.

SECTION 2. That the cost of the aforesaid work, being the amount of $286.49, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 8 of Block 6702 of Caroland Manor No. 2 as per map filed January 28, 1955, in Volume 18 of Map, Page 17, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 59-35-08)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 198 , by Councilmember Whiteside, who moved its adoption, which motion being dully seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-957

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (BENJAMIN J. BROCCO, LOT 9 IN BLOCK 6702 - AMOUNT $286.49)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No.86-989 , ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $286.49.

SECTION 2. That the cost of the aforesaid work, being the amount of $286.49, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 9 of Block 6702 of Caroland Manor No. 2 as per map filed January 28, 1955, in Volume 18 of Map, Page 17, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 59-35-09)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being dully seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-958

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (MILDRED L. HAYES, LOT 10 IN BLOCK 6702 - AMOUNT $286.49)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986 adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $286.49.

SECTION 2. That the cost of the aforesaid work, being the amount of $286.49, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 10 of Block 6702 of Caroland Manor No. 2 as per map filed January 28, 1955, in Volume 18 of Map, Page 17, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 59-35-10)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being dully seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-959

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (PHILLIP G. BOWERS, LOT 11 IN BLOCK 6702 - AMOUNT $286.49)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $286.49.

SECTION 2. That the cost of the aforesaid work, being the amount of $286.49, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 11 of Block 6702 of Caroland Manor No. 2 as per map filed January 28, 1955, in Volume 18 of Map, Page 17, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 59-35-11)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being dully seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-960

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (RUTH C. TALBERT, LOT 12 IN BLOCK 6702 - AMOUNT $286.49)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No.86-989 , ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $286.49.

SECTION 2. That the cost of the aforesaid work, being the amount of $286.49, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 12 of Block 6702 of Caroland Manor No. 2 as per map filed January 28, 1955, in Volume 18 of Map, Page 17, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 59-35-12)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being dully seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-961

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (MICHAEL J. DUGAN, LOT 13 IN BLOCK 6702 - AMOUNT $286.49)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $286.49.

SECTION 2. That the cost of the aforesaid work, being the amount of $286.49, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 13 of Block 6702 of Caroland Manor No. 2 as per map filed January 28, 1955, in Volume 18 of Map, Page 17, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 59-35-13)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being dully seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-962

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (ESTELA G. UDEROS, LOT 14 IN BLOCK 6702 - AMOUNT $286.49)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $286.49.

SECTION 2. That the cost of the aforesaid work, being the amount of $286.49, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 14 of Block 6702 of Caroland Manor No. 2 as per map filed January 28, 1955, in Volume 18 of Map, Page 17, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 59-35-14)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being dully seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-963

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (DONALD R. WHIPPLE, LOT 15 IN BLOCK 6702 - AMOUNT $286.49)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No.86-989 , ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $286.49.

SECTION 2. That the cost of the aforesaid work, being the amount of $286.49, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 15 of Block 6702 of Caroland Manor No. 2 as per map filed January 28, 1955, in Volume 18 of Map, Page 17, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 59-35-15)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being dully seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-964

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (VERA M. HEDBERG, LOT 16 IN BLOCK 6702 - AMOUNT $286.49)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $286.49.

SECTION 2. That the cost of the aforesaid work, being the amount of $286.49, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 16 of Block 6702 of Caroland Manor No. 2 as per map filed January 28, 1955, in Volume 18 of Map, Page 17, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 59-35-16)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being dully seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-965

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (ERNEST W. YOUNG, LOT 17 IN BLOCK 6702 - AMOUNT $286.49)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No.86-989 ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $286.49.

SECTION 2. That the cost of the aforesaid work, being the amount of $286.49, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 17 of Block 6702 of Caroland Manor No. 2 as per map filed January 28, 1955, in Volume 18 of Map, Page 17, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 59-35-17)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being dully seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-966

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (MICHAEL J. STRICKLER, LOT 18 IN BLOCK 6702 - AMOUNT $286.49)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No.86-989 , ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $286.49.

SECTION 2. That the cost of the aforesaid work, being the amount of $286.49, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 18 of Block 6702 of Caroland Manor No. 2 as per map filed January 28, 1955, in Volume 18 of Map, Page 17, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 59-35-18)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being dully seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-967

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN
(L. R. VAN HORN, JR., LOT 19 IN BLOCK 6702 - AMOUNT $286.49)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $286.49.

SECTION 2. That the cost of the aforesaid work, being the amount of $286.49, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 19 of Block 6702 of Caroland Manor No. 2 as per map filed January 28, 1955, in Volume 18 of Map, Page 17, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 59-35-19)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being dully seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-968

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (PAULINE HARMS, LOT 20 IN BLOCK 6702 - AMOUNT $286.49)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No.86-989 , ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $286.49.

SECTION 2. That the cost of the aforesaid work, being the amount of $286.49, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 20 of Block 6702 of Caroland Manor No. 2 as per map filed January 28, 1955, in Volume 18 of Map, Page 17, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 59-35-20)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being dully seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-969

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (MICHAEL D. McGAR, LOT 21 IN BLOCK 6702 - AMOUNT $ 89.54)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $ 89.54

SECTION 2. That the cost of the aforesaid work, being the amount of $ 89.54, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 21 of Block 6702 of Caroland Manor No. 2 as per map filed January 28, 1955, in Volume 18 of Map, Page 17, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 59-35-21)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being dully seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-970

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (RAYMOND D. JORGENSEN, LOT 22 IN BLOCK 6702 - AMOUNT $166.57)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $166.57.

SECTION 2. That the cost of the aforesaid work, being the amount of $166.57, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 22 of Block 6702 of Caroland Manor No. 2 as per map filed January 28, 1955, in Volume 18 of Map, Page 17, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 59-35-22)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being dully seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-971

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (JANICE C. CARPENTER, LOT 23 IN BLOCK 6702 - AMOUNT $286.49)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $286.49.

SECTION 2. That the cost of the aforesaid work, being the amount of $286.49, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 23 of Block 6702 of Caroland Manor No. 2 as per map filed January 28, 1955, in Volume 18 of Map, Page 17, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 59-35-23)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being dully seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-972

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (L. A. HOLLOMAN, LOT 24 IN BLOCK 6702 - AMOUNT $286.49)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No.86-989 , ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $286.49.

SECTION 2. That the cost of the aforesaid work, being the amount of $286.49, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 24 of Block 6702 of Caroland Manor No. 2 as per map filed January 28, 1955, in Volume 18 of Map, Page 17, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 59-35-24)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being dully seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-973

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (HENRY ROGGENBOCK, LOT 25 IN BLOCK 6702 - AMOUNT $286.49)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No.86-989 , ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $286.49.

SECTION 2. That the cost of the aforesaid work, being the amount of $286.49, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 25 of Block 6702 of Caroland Manor No. 2 as per map filed January 28, 1955, in Volume 18 of Map, Page 17, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 59-35-25)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being dully seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-974

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (JOHN KENSHALO, LOT 26 IN BLOCK 6702 - AMOUNT $286.49)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $286.49.

SECTION 2. That the cost of the aforesaid work, being the amount of $286.49, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 26 of Block 6702 of Caroland Manor No. 2 as per map filed January 28, 1955, in Volume 18 of Map, Page 17, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 59-35-26)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being dully seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-975

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (JAMES E. BURDEN, LOT 27 IN BLOCK 6702 - AMOUNT $286.49)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $286.49.

SECTION 2. That the cost of the aforesaid work, being the amount of $286.49, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 27 of Block 6702 of Caroland Manor No. 2 as per map filed January 28, 1955, in Volume 18 of Map, Page 17, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 59-35-27)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being dully seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-976

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (R. K. JENKINS, LOT 28 IN BLOCK 6702 - AMOUNT $286.49)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $286.49.

SECTION 2. That the cost of the aforesaid work, being the amount of $286.49, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 28 of Block 6702 of Caroland Manor No. 2 as per map filed January 28, 1955, in Volume 18 of Map, Page 17, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 59-35-28)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being dully seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-977

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (SANDRA J. MOORE, LOT 29 IN BLOCK 6702 - AMOUNT $286.49)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $286.49.

SECTION 2. That the cost of the aforesaid work, being the amount of $286.49, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 29 of Block 6702 of Caroland Manor No. 2 as per map filed January 28, 1955, in Volume 18 of Map, Page 17, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 59-35-29)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being dully seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-978

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (SOCORRO R. BECERRA, LOT 30 IN BLOCK 6702 - AMOUNT $286.49)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No.86-989 , ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $286.49.

SECTION 2. That the cost of the aforesaid work, being the amount of $286.49, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 30 of Block 6702 of Caroland Manor No. 2 as per map filed January 28, 1955, in Volume 18 of Map, Page 17, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 59-35-30)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being dully seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-979

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (CHRIS PAKAS, LOT 31 IN BLOCK 6702 - AMOUNT $286.49)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $286.49.

SECTION 2. That the cost of the aforesaid work, being the amount of $286.49, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 31 of Block 6702 of Caroland Manor No. 2 as per map filed January 28, 1955, in Volume 18 of Map, Page 17, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 59-35-31)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being dully seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-980

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (JAMES E. ROW, LOT 32 IN BLOCK 6702 - AMOUNT $286.49)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $286.49.

SECTION 2. That the cost of the aforesaid work, being the amount of $286.49, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 32 of Block 6702 of Caroland Manor No. 2 as per map filed January 28, 1955, in Volume 18 of Map, Page 17, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 59-35-32)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being dully seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-981

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (SURINGER SINGH, LOT 33 IN BLOCK 6702 - AMOUNT $286.49)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986 adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $286.49.

SECTION 2. That the cost of the aforesaid work, being the amount of $286.49, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 33 of Block 6702 of Caroland Manor No. 2 as per map filed January 28, 1955, in Volume 18 of Map, Page 17, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 59-35-33)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being dully seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-982

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (PHILLIP LINE, LOT 8 IN BLOCK 6829 - AMOUNT $111.64)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $111.64.

SECTION 2. That the cost of the aforesaid work, being the amount of $111.64, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 8 of BLock 6829 of Northgate Subdivision No. 4 as per map filed October 30, 1962, in Volume 20 of Maps, Page 26, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 59-07-14)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being dully seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-983

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (HARRY R. CANNON, LOT 7 IN BLOCK 6829 - AMOUNT $470.87)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $470.87.

SECTION 2. That the cost of the aforesaid work, being the amount of $470.87, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 7 of BLock 6829 of Northgate Subdivision No. 4 as per map filed October 30, 1962, in Volume 20 of Maps, Page 26, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 59-07-15)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being dully seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-984

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (JOHN B. SHORE, LOT 5 & 6 IN BLOCK 6829 - AMOUNT $470.87)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $470.87.

SECTION 2. That the cost of the aforesaid work, being the amount of $470.87, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

> Lots 5 and 6 of Block 6829 of Northgate Subdivision No. 3 as per map filed September 12, 1960, in Volume 19 of Maps, page 48, Stanislaus County Records.
>
> (Stanislaus County Assessor's Parcel No. 59-07-46)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being dully seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-985

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (ALFRED J. LORENZ, LOT 9 IN BLOCK 6830 - AMOUNT $470.87)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $470.87.

SECTION 2. That the cost of the aforesaid work, being the amount of $470.87, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 9 of Block 6830 of Northgate Subdivision No. 4 as per map filed October 30, 1962, in Volume 20 of Maps, Page 26, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 59-07-16)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being dully seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-986

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (HELEN A. MOSER, LOT 8 IN BLOCK 6830 - AMOUNT $470.87)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $470.87.

SECTION 2. That the cost of the aforesaid work, being the amount of $470.87, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 8 of Block 6830 of Northgate Subdivision No. 4 as per map filed October 30, 1962, in Volume 20 of Maps, Page 26, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 59-07-17)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being dully seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-987

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (PHILLIP K. WARE, LOT 7 IN BLOCK 6830 - AMOUNT $470.87)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989 ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $470.87.

SECTION 2. That the cost of the aforesaid work, being the amount of $470.87, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 7 of Block 6830 of Northgate Subdivision No. 4 as per map filed October 30, 1962, in Volume 20 of Maps, Page 26, Stanislaus County Records.)
(Stan. Cty. Assessor's Parcel No. 57-02-18)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being dully seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-988

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (DAVID W. TRIPLETT, LOT 6, BLOCK 6830 - AMOUNT $470.87)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did, on August 26, 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $470.87.

SECTION 2. That the cost of the aforesaid work, being the amount of $470.87, be assessed in three annual installments as a lien against the parcel(s) of property

fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 6 of Block 6830 of Northgate Subdivision No. 3 as per map filed September 12, 1960 in Vol. 14 of Maps, Pg. 48, Stan. Cty. Records. (Stan. Cty. Assessor's Parcel No. 59-07-34)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-989

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (GEORGE THOUKIS, LOT 5 IN BLOCK 6830 - AMOUNT $470.87)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $470.87.

SECTION 2. That the cost of the aforesaid work, being the amount of $470.87, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 5 of Block 6830 of Northgate Subdivision No. 3 as per map filed September 12, 1960, in Volume 19 of Maps, Page 48, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 59-07-35)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being dully seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-990

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (DONALD R. MENDE, LOT 4 IN BLOCK 6830 - AMOUNT $470.87)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86 989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $470.87.

SECTION 2. That the cost of the aforesaid work, being the amount of $470.87, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 4 of Block 6830 of Northgate Subdivision No. 3 as per map filed September 12, 1960, in Volume 19 of Maps, Page 48, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 59-07-36)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being dully seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-991

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (DONALD DEAN FELLOWS, LOT 3 IN BLOCK 6830 - AMOUNT $470.87)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $470.87.

SECTION 2. That the cost of the aforesaid work, being the amount of $470.87, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 3 of Block 6830 of Northgate Subdivision No. 3 as per map filed September 12, 1960, in Volume 19 of Maps, Page 48, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 59-07-37)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being dully seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-992

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (GARDNER L. HUTCHINS, LOT 2 IN BLOCK 6830 - AMOUNT $470.87)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $470.87.

SECTION 2. That the cost of the aforesaid work, being the amount of $470.87, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 2 of Block 6830 of Northgate Subdivision No. 3 as per map filed September 12, 1960, in Volume 19 of Maps, Page 48, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 59-07-38)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being dully seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-993

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (LAWRENCE P. THOMPSON, LOT 1 IN BLOCK 6830 - AMOUNT $470.87)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $470.87.

SECTION 2. That the cost of the aforesaid work, being the amount of $470.87, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 1 of Block 6830 of Northgate Subdivision No. 3 as per map filed September 12, 1960, in Volume 19 of Maps, Page 48, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 59-07-39)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being dully seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-994

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (JOANNE ALLUSTIARTE, LOT 15 IN BLOCK 6830 - AMOUNT $106.98)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $106.98.

SECTION 2. That the cost of the aforesaid work, being the amount of $106.98, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 15 of Block 6830 of Northgate Subdivision No. 3 as per map filed September 12,1960 in Volume 19,of Maps, Page48 , Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 59-07-40)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being dully seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-995

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (WALTER P. WESSON, JR., LOT 14 IN BLOCK 6830 - AMOUNT $470.87)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $470.87.

SECTION 2. That the cost of the aforesaid work, being the amount of $470.87, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 14 of Block 6830 of Northgate Subdivision No.3 as per map filed September 12,1960 , in Volume19 of Maps, Page48 , Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 59-07-41)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being dully seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-996

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (THOMAS ANDERSEN, LOT 13 IN BLOCK 6830 - AMOUNT $470.87)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $470.87.

SECTION 2. That the cost of the aforesaid work, being the amount of $470.87, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 13 of Block 6830 of Northgate Subdivision No.3 as per map filed September 12,1960 , in Volume19 of Maps, Page48 , Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 59-07-42)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being dully seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-997

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (CARL A. GAGLIARDI, LOT 12 IN BLOCK 6830 - AMOUNT $470.87)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $470.87.

SECTION 2. That the cost of the aforesaid work, being the amount of $470.87, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 12 of Block 6830 of Northgate Subdivision No.3 as per map filed September 12, 1960, in Volume 19 of Maps, Page48 , Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 59-07-43)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being dully seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-998

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (JULIUS C. MANRIQUE, LOT 11 IN BLOCK 6830 - AMOUNT $470.87)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $470.87.

SECTION 2. That the cost of the aforesaid work, being the amount of $470.87, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 11 of Block 6830 of Northgate Subdivision No.3 as per map filed September 12, 1960, in Volume19 of Maps, Page 48, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 59-07-44)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being dully seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-999

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (WARD F. ROBINSON, LOT 10 IN BLOCK 6830 - AMOUNT $470.87)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $470.87.

SECTION 2. That the cost of the aforesaid work, being the amount of $470.87, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 10 of Block 6830 of Northgate Subdivision No.3 as per map filed September 12, 1960, in Volume 19 of Maps, Page 48, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 59-07-45)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being dully seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1000

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (RICHARD L. BELT, LOT 9 IN BLOCK 6831 - AMOUNT $470.87)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $470.87.

SECTION 2. That the cost of the aforesaid work, being the amount of $470.87, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 9 of Block 6831 of Northgate Subdivision No. 4 as per map filed October 30, 1962, in Volume 20 of Maps, Page 26, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 59-07-19)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being dully seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1001

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (PAUL O. HUMBERT, LOT 8 IN BLOCK 6831 - AMOUNT $470.87)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $470.87.

SECTION 2. That the cost of the aforesaid work, being the amount of $470.87, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 8 of Block 6831 of Northgate Subdivision No. 4 as per map filed October 30, 1962, in Volume 20 of Maps, Page 26, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 59-07-20)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being dully seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1002

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (ALBERT L. RUBALCAVA, LOT 7 IN BLOCK 6831 - AMOUNT $86.89 )

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $ 86.89.

SECTION 2. That the cost of the aforesaid work, being the amount of $ 86.89, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 7 of Block 6831 of Northgate Subdivision No. 4 as per map filed October 30, 1962, in Volume 20 of Maps, Page 26, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 59-07-21)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being dully seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1003

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (CARLTON DEGNAN, LOT 6 IN BLOCK 6831 - AMOUNT $470.87)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $470.87.

SECTION 2. That the cost of the aforesaid work, being the amount of $470.87, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 6 of Block 6831 of Northgate Subdivision No. 3 as per map filed September 12, 1960, in Volume 19 of Maps, Page 48, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 59-07-22)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being dully seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1004

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (VAN W. SWITZER, LOT 5 IN BLOCK 6831 - AMOUNT $470.87)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $470.87.

SECTION 2. That the cost of the aforesaid work, being the amount of $470.87, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 5 of Block 6831 of Northgate Subdivision No. 3 as per map filed September 12, 1960, in Volume 19 of Maps, Page 48, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 59-07-23)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being dully seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1005

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (MAURICE D. NORDELL, LOT 4 IN BLOCK 6831 - AMOUNT $470.87)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $470.87.

SECTION 2. That the cost of the aforesaid work, being the amount of $470.87, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 4 of Block 6831 of Northgate Subdivision No. 3 as per map filed September 12, 1960, in Volume 19 of Maps, Page 48, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 59-07-24)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being dully seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1006

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (JOHN A. MORRIS, LOT 3 IN BLOCK 6831 - AMOUNT $470.87)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989. ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $470.87.

SECTION 2. That the cost of the aforesaid work, being the amount of $470.87, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 3 of Block 6831 of Northgate Subdivision No. 3 as per map filed September 12, 1960, in Volume 19 of Maps, Page 48, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 59-07-25)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being dully seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1007

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (CONRAD J. LANG, LOT 2 IN BLOCK 6831 - AMOUNT $470.87)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $470.87.

SECTION 2. That the cost of the aforesaid work, being the amount of $470.87, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 2 of Block 6831 of Northgate Subdivision No. 3 as per map filed September 12, 1960, in Volume 19 of Maps, Page 48, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 59-07-26)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being dully seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1008

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (CHARLES H. DAVIES, LOT 1 IN BLOCK 6831 - AMOUNT $108.50)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $108.50.

SECTION 2. That the cost of the aforesaid work, being the amount of $108.50, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 1 of Block 6831 of Northgate Subdivision No. 3 as per map filed September 12, 1960, in Volume 19 of Maps, Page 48, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 59-07-27)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being dully seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1009

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (JAMES SARAS, LOT 15 IN BLOCK 6831 - AMOUNT $470.87)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $470.87.

SECTION 2. That the cost of the aforesaid work, being the amount of $470.87, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 15 of Block 6831 of Northgate Subdivision No. 3 as per map filed September 12, 1960, in Volume 19 of Maps, Page 48, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 59-07-28)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being dully seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1010

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (DANIEL H. CLARK, LOT 14 IN BLOCK 6831 - AMOUNT $470.87)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $470.87.

SECTION 2. That the cost of the aforesaid work, being the amount of $470.87, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 14 of Block 6831 of Northgate Subdivision No. 3 as per map filed September 12, 1960, in Volume 19 of Maps, Page 48, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 59-07-29)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being dully seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1011

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (GENE B. GIBSON, LOT 13 IN BLOCK 6831 - AMOUNT $470.87)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $470.87.

SECTION 2. That the cost of the aforesaid work, being the amount of $470.87, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 13 of Block 6831 of Northgate Subdivision No. 3 as per map filed September 12, 1960, in Volume 19 of Maps, Page 48, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 59-07-30)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being dully seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1012

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (DIANE HOWARD, LOT 12 IN BLOCK 6831 - AMOUNT $470.87)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $470.87.

SECTION 2. That the cost of the aforesaid work, being the amount of $470.87, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 12 of Block 6831 of Northgate Subdivision No. 3 as per map filed September 12, 1960, in Volume 19 of Maps, Page 48, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 59-07-31)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being dully seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1013

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (CHARLES K. BRUNN, LOT 11 IN BLOCK 6831 - AMOUNT $470.87)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26, 1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $470.87.

SECTION 2. That the cost of the aforesaid work, being the amount of $470.87, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 11 of Block 6831 of Northgate Subdivision No. 3 as per map filed September 12, 1960, in Volume 19 of Maps, Page 48, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 59-07-32)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being dully seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1014

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (BEVERLY A. BAIRD, LOT 10 IN BLOCK 6831 - AMOUNT $470.87)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did on August 26,1986, adopt its Resolution No. 86-989, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described; and

WHEREAS, August 25, 1987, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $470.87.

SECTION 2. That the cost of the aforesaid work, being the amount of $470.87, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 10 of Block 6831 of Northgate Subdivision No. 3 as per map filed September 12, 1960, in Volume 19 of Maps, Page 48, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 59-07-33)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven percent (7%) per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being dully seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

117/WPCLK

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1015

A RESOLUTION GRANTING THE APPEAL OF JOHN A. MYRTAKIS AND KEN DAVID ELVING OF MATEL REALTORS TO AN ORDER BY THE DIRECTOR OF ENGINEERING SERVICES REGARDING A DRIVEWAY, CURB AND SIDEWALK ON THEIR PROPERTY AT 1562 TULLY ROAD, IN THE CITY OF MODESTO, AND OVERRULING THE ORDER OF THE DIRECTOR OF ENGINEERING SERVICES.

WHEREAS, John A. Myrtakis and Ken David Elving of Matel Realtors were issued a building permit for the remodeling of the building located at 1562 Tully Road, in the City of Modesto, and

WHEREAS, pursuant to Modesto Municipal Code Section 7-1.404 the City is authorized to require the removal of driveways which are no longer required for reasonable vehicular access to the property it serves and that standard curb, gutter and sidewalk be installed by the property owner, and

WHEREAS, by Order of the Director of Engineering Services, John A. Myrtakis and Ken David Elving of Matel Realtors were required to remove a driveway and install a standard curb and sidewalk on said property, and

WHEREAS, an appeal to the Order of the Director of Engineering Services was filed with the City Council by John A. Myrtakis and Ken David Elving of Matel Realtors, by a letter dated August 13, 1987, to appeal the Order of the Director of Engineering Services to remove a driveway and install a standard curb and sidewalk on property located at 1562 Tully Road, in the City of Modesto, and

WHEREAS, said appeal was set for hearing before the City Council of the City of Modesto in the Council Chambers, City Hall, 801 11th Street, Modesto, California, on September 8, 1987, at 7:30 p.m., and

WHEREAS, the City Council, at said hearing, after hearing evidence both oral and documentary, found and determined that the appeal of John A. Myrtakis and Ken David Elving of Matel Realtors to the Order of the Director of Engineering Services to remove a driveway and install a standard curb and sidewalk on said property located at 1562 Tully Road, in the City of Modesto, should be granted subject to the following conditions:

1. That there be no obstructions to pedestrians;

2. That no other problems result from the driveway; and

3. That the property owners file an Indemnity Agreement in a form approved by the City Attorney.

and

WHEREAS, the Council further found and determined that the Order of the Director of Engineering Services should be overruled,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the appeal filed by John A. Myrtakis and Ken David Elving of Matel Realtors to the Order of the Director of Engineering Services to remove a driveway and install a standard curb and sidewalk on said property located at 1562 Tully Road, in the City of Modesto, is hereby granted subject to the conditions that there be no obstructions to pedestrians, and that no other problems result from the driveway, and that the Order of the Director of Engineering Services is hereby overruled.

BE IT FURTHER RESOLVED that the granting of said appeal is subject to an indemnification agreement submitted to the City of Modesto by John A. Myrtakis and Ken David Elving of Matel Realtors 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 8th day of September, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1016

A RESOLUTION DECLARING THAT A SUFFICIENT PROTEST HAS NOT BEEN MADE AGAINST THE ANNEXATION OF CERTAIN INHABITED TERRITORY TO THE CITY OF MODESTO KNOWN AS KANSAS AVENUE NO. 6 REORGANIZATION TO THE CITY OF MODESTO AND ORDERING THE ANNEXATION OF SAID TERRITORY.

WHEREAS, the Local Agency Formation Commission of the County of Stanislaus adopted its Resolution No. 87-23 on June 17, 1987, making determinations and approving the proposed annexation to the City of Modesto of territory described in Exhibit A attached hereto and by this reference incorporated herein, and

WHEREAS, the terms and conditions of annexation as approved by the Local Agency Formation Commission are as follows: Said reorganization shall be processed as a reorganization pursuant to the provisions of Section 56852 of the Government Code of the State of California and shall consist of (a) the annexation of said territory to the City of Modesto; (b) the detachment of said territory from the Woodland Fire Protection District; and (c) the annexation of said territory to the Modesto Municipal Sewer District No. 1, and

WHEREAS, the reasons for this annexation are set forth in the Applicant's Statement, a copy of which is attached hereto marked Exhibit B and by this reference incorporated herein, and

WHEREAS, the regular county assessment roll is utilized by the City of Modesto, and

WHEREAS, by Resolution No. 87-665, the Council fixed the 25th day of August, 1987, at the hour of 7:30 o'clock p.m., in the Council Chambers at the City Hall, located at 801 11th Street in the City of Modesto as the time and place for hearing protests against said annexation, and

WHEREAS, a copy of said Resolution No. 87-665 was duly published in The Modesto Bee, a newspaper of general circulation, published in the City of Modesto and in the County of Stanislaus, and being the official newspaper of the City of Modesto, said publications being commenced at least fifteen (15) days prior to the date set for the hearing, and

WHEREAS, on the 25th day of August, 1987, at the hour of 7:30 o'clock p.m., in the Council Chambers at the City Hall, 801 11th Street in the City of Modesto, County of Stanislaus, State of California said public hearing on this reorganization was continued to September 8, 1987, at 7:30 p.m., and,

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

WHEREAS, at said time and place said public hearing was held and the Council of the City of Modesto did hear and pass upon all protests made to the annexation, and

WHEREAS, written protests have been filed and not withdrawn by less than twenty-five (25) percent of the registered voters within the territory of the proposed reorganization and less than twenty-five (25) percent of owners of land who own less than the total assessed value of land within the affected inhabited territory, and

WHEREAS, the value of said protests was determined to be insufficient as such protests consisted of less than twenty-five (25) percent of the registered voters within the territory and less than twenty-five (25) percent of owners of land with less than twenty-five (25) percent of the total assessed value of land located within the inhabited territory proposed for reorganization,

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

1. All of the requirements of the Cortese/Knox Local Government Act of 1985 have been complied with.

2. That the area of territory designated as the Kansas Avenue No. 6 Reorganization is inhabited territory within the meaning of the Cortese/Knox Local Government Act, and is more particularly described on Exhibit A attached hereto and made a part hereof as though set forth in full herein.

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

4. Said territory is hereby annexed to and made a part of the City of Modesto.

5. Said territory is hereby detached from the Woodland Fire Protection District.

6. Said territory is hereby annexed to the Modesto Municipal Sewer District No. 1.

7. Said territory shall be subject to municipal taxes to pay any indebtedness or liability of the City of Modesto authorized or existing at the time of the adoption of this resolution.

BE IT FURTHER RESOLVED that the City Clerk of the City of Modesto is hereby directed to immediately make, under the seal of said City of Modesto, a certified copy of this resolution, stating the date of its passage and to obtain such further documentation as is required by law. The City Clerk is

further directed to transmit the aforesaid documents to the Executive Officer of the Stanislaus County Local Agency Formation Commission together with payment of applicable fees required by Section 54902.5 of the California Government Code.

BE IT FURTHER RESOLVED that pursuant to Section 57202 of the California Government Code, this Reorganization shall be effective on the date of execution of the certificate of completion by the Executive Officer of the Stanislaus County Local Agency Formation Commission.

BE IT FURTHER RESOLVED that the negative declaration as to the environmental impact of this Reorganization has been reviewed and considered.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

APPROVED AS TO DESCRIPTION:

By John R. Gustavson
Engineering Services Department



3418CA

090487

KANSAS AVENUE NO. 6
ANNEXATION
DESCRIPTION

All that real property being a portion of Section 25, Township 3 South, Range 8 East and Section 30, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, Stanislaus County, California, described as follows:

BEGINNING at a point on the existing city limit of the City of Modesto as established by Kansas Avenue No. 2 Annexation to the City of Modesto, said point being the centerline intersection of Carpenter Road and Kansas Avenue;

(1.) thence on said existing city limits and the centerline of 90 foot Carpenter Road, South 0°48'53" East; 20.00 feet to the easterly prolongation of the south line of present 50 foot wide Kansas Avenue;

(2.) thence leaving said existing city limit on said Kansas Avenue south line, North 89°45'30" West, 177.00 feet to the west quarter section corner of said Section 30;

(3.) thence continuing on said Kansas Avenue south line, South 88°50'00" West 326.94 feet to the northerly prolongation of the east line of Parcel "B" as shown on the map filed in Book 30 of Parcel Maps at Page 110, Stanislaus County Records;

(4.) thence on said northerly prolongation, South 0°21'52" East, 10.00 feet to the south line of present 60 foot wide Kansas Avenue;

(5.) thence on said south Kansas Avenue line, South 88°50'00" West, 475.27 feet to the northwest corner of Parcel "A" of said Book 30, Page 110 of Parcel Maps;

(6.) thence on the northerly prolongation of the west line of Parcel "A", North 0°02'55" West, 10.00 feet;

(7.) thence continuing on the south line of Kansas Avenue, South 88°50'00" West, 203.29 feet;

Approved as to description

ON June 29 87

BY [illegible]

Exhibit A

(8.) thence North 0°28'00" West, 1041.94 feet to the center of an irrigation ditch right-of-way as shown on the map of the Maze Colony as filed in Book 1 of Maps at Page 83, Stanislaus County Records;

(9.) thence on said centerline North 75°35'00" East, 14.51 feet to the southwest corner of Lot 1, Block No. 14 of Pleasant Homes as shown on the map filed in Book 9 of Maps at Page 67, Stanislaus County Records;

(10.) thence on the west line of said Lot 1, North 1°01'00" West, 260.24 feet to the centerline of present 55 foot wide Torrid Avenue and the present city limit of the City of Modesto as established by the Yellowstone-Temperate Addition to said city;

(11.) thence on said existing city limit line and centerline North 89°06'00" East, 660.00 feet to a west line of the Carpenter Road No. 2 Annexation to said City of Modesto.

(12.) thence on said existing city limit line, South 1°01'00" East 105.92 feet;

(13.) thence continuing on the existing city limit line, South 78°45'00" East, 240.37 feet;

(14.) thence continuing on the existing city limit line, South 57°59'04" East, 164.65 feet to the centerline of present 90 foot wide Carpenter Road;

(15.) thence continuing on the existing city limit line and centerline, North 12°17'36" West, 13.13 feet to the beginning of a curve concave to the northeast;

(16.) thence continuing on the existing city limit line and centerline on said curve having a radius of 2000 feet and a central angle of 3°01'04" an arc distance of 105.34 feet to the southwest corner of the Carpenter-Woodland No. 1 Addition of the City of Modesto;

(17.) thence on said existing city limit line, South 89°48'30" East, 419.11 feet to the west line of the Reno Avenue Annexation to the City of Modesto;

Approved as to description

ON June 29-87

BY [illegible]

(18.) thence on said existing city limit line, South 0°53'15" East, 278.56 feet to a southwest corner of the Reno Avenue No. 2 Annexation to the City of Modesto;

(19.) thence on said existing city limit line, South 83°30'25" East, 29.56 feet;

(20.) thence continuing on the existing city limit line, South 0°54'49" East, 228.42 feet;

(21.) thence continuing on the existing city limit line, South 89°50'19" East, 380.44 feet to the centerline of present 60 foot wide Franzia Court;

(22.) thence continuing on said existing city limit line and the centerline of Franzia Court, North 29°18'41" East, 47,22 feet to the westerly line of the Kansas Avenue No. 2 Annexation to the City of Modesto and the centerline of present 40 foot wide Reno Avenue;

(23.) thence on said existing city limit line and Reno Avenue centerline, South 54°27'20" East, 237.03 feet;

(24.) thence continuing on the existing city limit and centerline, South 34°10'40" East, 99.00 feet;

(25.) thence continuing on the existing city limit and centerline, South 13°20'40" East, 82.50 feet;

(26.) thence continuing on the existing city limit and centerline, South 7°17'00" West, 66.00 feet;

(27.) thence continuing on the existing city limit and centerline, South 25°41'00" West, 97.68 feet to the northeast corner of the Kansas-Franzia Annexation to the City of Modesto;

(28.) thence continuing on said existing city limit line, North 89°45'30" West, 614.84 feet;

(29.) thence continuing on the existing city limit line, South 0°49'30" East, 237.03 feet to the centerline of Kansas Avenue and a northerly line of the Kansas Avenue No. 2 Annexation to the City of Modesto;

Approved as to description

ON June 29 87

BY S.J. Miller

(30.) thence on said existing city limit and Kansas Avenue centerline, North 89°45'30" West, 300.02 feet to the point of beginning of this description.

Containing 47.372 Acres, more or less.

Approved as to description

ON June 29 87

BY Lily Miller

## APPLICANT'S STATEMENT

City of Modesto has approved a Tentative Subdivision Map over a portion of this territory subject to annexation.

EXHIBIT B

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1017

A RESOLUTION ESTABLISHING FILING FEES FOR SUBDIVISION AND PARCEL MAPS AND RESCINDING RESOLUTION NO. 86-1254

WHEREAS, Section 4-4.106 of the Modesto Municipal Code, provides that the Council, by resolution, shall establish filing fees for the processing of tentative and final subdivision and parcel maps and for other procedures required or authorized by Chapter 4 of Title IV of the Modesto Municipal Code, and

WHEREAS, City staff has recommended an increase in the filing fees for the processing of tentative and final subdivision and parcel maps, and other procedures, and

WHEREAS, the Council held a public hearing at its regular meeting on September 8, 1987, to consider the recommended increases in the filing fees for the processing of tentative and final subdivision and parcel maps and other procedures,

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

SECTION 1. FEES. Filing fees for maps and procedures required and authorized by Chapter 4 of Title IV of the Modesto Municipal Code are hereby established as follows:

| | | |
|---|---|---|
| (a) | Reversion to acreage | $146.00 |
| (b) | Final parcel map checking fee | $300.00 |
| (c) | Final (subdivision) map checking fee for subdivisions of 10 or less lots | $300.00 |

| | | |
|---|---|---|
| (d) | Final (subdivision) map checking fee for subdivisions of 10 or more lots | $300.00 |
| | Plus per each lot in excess of 10 | $ 6.00 |
| (e) | Parcel map improvement plan check fee | $121.00 |
| (f) | Subdivision improvement plan check fee for subdivisions of 10 or less lots | $200.00 |
| (g) | Subdivision improvement plan check fee for subdivisions of 10 or more lots | $200.00 |
| | Plus each lot in excess of 10 | $ 5.00 |
| (h) | Property owners' association document checking fee | $150.00 |
| (i) | Certificate of compliance | $ 107.00 |
| (j) | Summary right of way abandonment | $146.00 |

SECTION 2. REPEALS. Resolution No. 86-1254 adopted by the Council on November 12, 1986, is rescinded effective December 31, 1987.

SECTION 3. EFFECTIVE DATE. The fees established by this resolution shall become effective on and after January 1, 1988.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8 day of September, 1987, by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: McGrath

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney



723CA

082087

MODESTO CITY COUNCIL
RESOLUTION NO 87-1018

A RESOLUTION ESTABLISHING FEES AND CHARGES FOR COPIES OF VARIOUS MAPS AND PRINTS OBTAINED FROM THE CITY OF MODESTO AND RESCINDING RESOLUTION NO. 86-1253.

WHEREAS, upon request, copies of various maps and prints are made available to the public by various departments of the City, and

WHEREAS, the Council has previously established fees and charges for obtaining said maps and prints, and

WHEREAS, the City staff has recommended an increase in some of said fees and charges to reflect increased costs, and

WHEREAS, the City Council held a public hearing at its regular meeting on September 8, 1987, to consider the recommended fee increases,

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

SECTION 1. The fees and charges set forth on Exhibit "A", which is attached hereto and made a part hereof as if set forth herein, are hereby established for copies of various maps and prints listed thereon which are obtained from the City of Modesto.

SECTION 2. No fees or charges shall be charged to governmental agencies which obtain copies of maps and prints.

SECTION 3. Resolution No. 86-1253 adopted by the Council on November 12, 1986 is hereby rescinded effective December 31, 1987.

SECTION 4. EFFECTIVE DATE: This resolution shall become effective on and after January 1, 1988.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8 day of September, 1987, by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensigner

NOES: Councilmembers: McGrath

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney



726CA

C82087

FEES AND CHARGES
FOR COPIES OF VARIOUS MAPS AND PRINTS
OBTAINED FROM THE CITY OF MODESTO

## PRINTING FEES

Printing fees per sheet plus sales tax for copies of tentative and final subdivision maps and parcel maps.

| | | |
|---|---|---|
| A. | Mylar | $8.25 |
| B. | Sepia | $1.27 |
| C. | Blue-line | $ .33 |

## DOCUMENT RETRIEVAL FEE

This fee covers the cost of interviewing the customer to determine his needs, searching of the vault or other files to find the needed document, drawing, aerial photo, map, microfilm, log book, etc. This is a fee that covers the prerequisite activity to reproduction of a document. This charge is in addition to any other reproduction costs listed herein. The Director of Engineering Services is authorized to waive the document retrieval fee for certain standard stock documents which he determines do not require the document retrieval activity.

Fee $5.25

## COPYING BY COMMERCIAL FIRMS

The charge for City documents reproduced by commercial firms shall be the exact amount that the firm charges the City including sales tax.

## BLUE-LINE REPRODUCTION

The charge for in-house blue-line reproduction of maps, drawings, aerial photos, etc., shall be charged on a square foot basis, plus sales tax.

Fee $ .13/s.f.

## SEPIA REPRODUCTION

The cost of reproduction on sepia of maps, drawings, aerial photos, etc., shall be on a square foot basis, plus sales tax.

Fee $ .24/s.f.

EXHIBIT A

MYLAR REPRODUCTION

The cost of reproduction on mylar of maps, drawings, aerial photos, etc., shall be on a square foot basis, plus sales tax.

Fee $ .47/s.f.

DRY SILVER PRINT FROM MICROFILM

The cost of producing a dry silver print from microfilm on equipment maintained by the Engineering Department shall be on a per image basis, plus sales tax.

Fee $1.50/image

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1019

A RESOLUTION ESTABLISHING INVESTIGATION AND PERMIT FEES RELATING TO MOVING OF BUILDINGS AND RESCINDING RESOLUTION NO. 86-1256.

WHEREAS, Section 4-3.08 of the Modesto Municipal Code authorizes the Council to establish, by resolution, investigation and permit fees relating to the moving of buildings, and

WHEREAS, investigation and permit fees relating to moving of buildings have previously been established, and

WHEREAS, City staff has recommended an increase in said fees to reflect increased costs, and

WHEREAS, the City Council held a public hearing at its regular meeting on September 8, 1987, to consider the recommended fee increases,

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

SECTION 1. INVESTIGATION FEES:

(a) When the building to be moved is located inside the City limits and is to be moved to a new site in the City, an investigation fee in the sum of $55.50 shall be paid to the Director of Finance upon filing each application for a House Moving Inspection Permit.

(b) When the building to be moved is located outside the City limits and is to be moved to a new site in the City, an investigation fee equal to the sum of the estimated direct salary of one inspector while making the investigation, plus the cost of travel calculated at 23¢ per mile, but in no case less than $55.50 shall be paid to the Director of Finance upon filing each application for a House Moving Inspection Permit.

(c) When the building to be moved is located inside the City limits and is to be moved to a new site outside the City limits, there is no investigation fee.

SECTION 2. PERMIT FEES. A permit fee in the sum of $31.50 shall be paid to the Director of Finance upon issuance of each House Moving Permit.

SECTION 3. REPEALS. Resolution No. 86-1256 adopted November 12, 1986, is hereby rescinded effective December 31, 1987.

SECTION 4. EFFECTIVE DATE. The fees established by this resolution shall become effective on and after January 1, 1988.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8 day of September, 1987, by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: McGrath

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney



727CA

082087

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1020

A RESOLUTION ESTABLISHING A SEWER BOND REDEMPTION CHARGE AND WATER CONNECTION CHARGE INSPECTION FEES AND RESCINDING RESOLUTION NO. 86-1261.

WHEREAS, Section 5-6.04 of the Modesto Municipal Code provides for a fee for inspection of property to determine the acreage to be used in determining the sewer bond redemption charge imposed by said section, and

WHEREAS, Section 11-1.05(d)(3) of the Modesto Municipal Code provides for a fee for inspection of property to determine area of a parcel to be used in determining water connection charges, and

WHEREAS, the Council has previously adopted such fees, and

WHEREAS, City staff has recommended an increase in said fees to reflect increased costs, and

WHEREAS, the City Council held a public hearing at its regular meeting on September 8, 1987, to consider the recommended fees increase,

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby establishes a Sewer Bond Redemption Charge Inspection Fee in the amount of $24.50 to be charged for each inspection of property to determine the acreage to be used in determining the sewer bond redemption charge imposed by Section 5-6.04 of the Modesto Municipal Code.

BE IT FURTHER RESOLVED by the Council of the City of Modesto that it hereby establishes a Water Connection Charge Inspection fee in the amount of $24.50 to be charged for each inspection of property to determine the square foot area to be used in determining the water connection charge imposed by Sections 11-1.05(a) and 11-1.05(b) of the Modesto Municipal Code.

BE IT FURTHER RESOLVED that Resolution No. 86-1261 adopted by the Council on November 12, 1986, is hereby rescinded effective December 31, 1987.

BE IT FURTHER RESOLVED that this resolution shall become effective on and after January 1, 1988.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8 day of September, 1987, by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: McGrath

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney



728CA

082087

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1021

A RESOLUTION ESTABLISHING SIGN PERMIT FEES AND RESCINDING RESOLUTION NO. 86-1262.

WHEREAS, Section 10-2.3503(i) of the Modesto Municipal Code authorizes the Council, by resolution, to establish sign permit fees, and

WHEREAS, City staff has recommended an increase in existing sign permit fees to reflect increased costs, and

WHEREAS, the Council held a public hearing at its regular meeting on September 8, 1987, to consider the recommended increase in the existing sign permit fees,

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

SECTION 1. PAINTED WALL SIGNS. The fee shall be $30.50 for each painted wall sign.

SECTION 2. CHANGE OF COPY. The fee shall be $30.00 for each sign on which there is a change of copy.

SECTION 3. ALL OTHER SIGNS. The fee shall be $36.50 for all other signs.

SECTION 4. BUILDING AND ELECTRICAL PERMIT FEES. The above listed fees are in addition to fees incident to the issuance of building and electrical permits. Building and electrical permits are not required for painted wall signs or for change of copy.

SECTION 5. REPEALS: Resolution No. 86-1262 adopted by the Council on November 12, 1986, is hereby rescinded effective December 31, 1987.

SECTION 6. EFFECTIVE DATE. The fees established by this resolution shall become effective on and after January 1, 1988.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8 day of September 1987, by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensiner |
| NOES: | Councilmembers: | McGrath |
| ABSENT: | Councilmembers | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney



729CA

062087

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1022

A RESOLUTION ESTABLISHING A FEE FOR PREPARATION OF SEWER LINE REIMBURSEMENT AGREEMENTS AND RESCINDING RESOLUTION NO. 86-1257.

WHEREAS, Section 5-6.10 of the Modesto Municipal Code provides for a fee for preparation of sewer line reimbursement agreements, and

WHEREAS, the Council has previously adopted such a fee, and

WHEREAS, the City staff has recommended an increase in said fee to reflect increased costs, and

WHEREAS, the City Council held a public hearing at its regular meeting on September 8, 1987, to consider the recommended fee increase.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby establishes a Sewer Line Reimbursement Agreement Preparation Fee in the amount of $128.00 to be charged for preparation of each sewer line reimbursement agreement.

BE IT FURTHER RESOLVED that Resolution No. 86-1257, adopted by the Council November 12, 1986, is hereby rescinded effective December 31, 1987.

BE IT FURTHER RESOLVED that the fee established by this resolution shall become effective on and after January 1, 1988.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8 day of September, 1987, by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: McGrath

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney



730CA

082067

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1023

A RESOLUTION ESTABLISHING A BUILDING COMPLIANCE INSPECTION FEE AND RESCINDING RESOLUTION NO. 86-1252.

WHEREAS, this Council has previously established a Building Compliance Inspection Fee which is charged by the Building Official for inspections to determine whether a building complies with the Housing Code and/or the Dangerous Buildings Code, and

WHEREAS, City staff has recommended an increase in the Building Compliance Inspection Fee to reflect increased costs, and

WHEREAS, the Council held a public hearing at its regular meeting on September 8, 1987 to consider the recommended increase in the Building Compliance Inspection Fee,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a Building Compliance Inspection Fee of $47.00 shall be charged by the Building Official for inspections to determine whether a building complies with the Housing Code and/or the Dangerous Buildings Code.

BE IT FURTHER RESOLVED that Resolution No. 86-1252 adopted November 5, 1986 is hereby rescinded effective December 31, 1987.

BE IT FURTHER RESOLVED that the fees established by this resolution shall become effective on and after January 1, 1988.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8 day of September 1987, by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: McGrath

ABSENT: Councilmembers None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney



831CA

082087

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1024

A RESOLUTION ADOPTING A SCHEDULE OF FEES IN CONNECTION WITH ENCROACHMENT PERMITS AND INSPECTIONS REQUIRED BY THE CITY OF MODESTO AND RESCINDING RESOLUTION NO. 86-1255.

WHEREAS, Section 5-6.08 of the Modesto Municipal Code provides that costs incurred by the City of Modesto for preparation of plans and specifications and inspections for construction of sewer laterals in the City shall be in accordance with a schedule of fees approved by the Council from time to time by resolution, and

WHEREAS, Section 7-1.108 of the Modesto Municipal Code provides that fees for services performed by the City of Modesto pursuant to Chapter 1 of Title VII of the Modesto Municipal Code relating to street improvements shall be in accordance with a schedule of fees approved by the City Council from time to time by resolution, and

WHEREAS, Section 7-2.14 of the Modesto Municipal Code provides that fees for inspection for the temporary closing of public ways in the City of Modesto shall be in accordance with a schedule of fees approved by the City Council from time to time by resolution, and

WHEREAS, Section 7-2.22 of the Modesto Municipal Code provides that fees for street paving performed by the City of Modesto shall be paid by permittees obtaining permits therefor from the City in accordance with a schedule of fees approved by the City Council from time to time by resolution, and

WHEREAS, Section 7-2.27 of the Modesto Municipal Code provides that fees for street cuts inspections performed by the City of Modesto shall be

paid in accordance with a schedule of fees approved by the City Council from time to time by resolution, and

WHEREAS, Resolution No. 77-1081 entitled, "A Resolution Establishing Conditions for Issuing Encroachment Permits to Place Newspaper Racks in Sidewalk Planting Strips" in the City of Modesto, provides that inspection fees shall be charged in accordance with a schedule of fees approved by the City Council from time to time by resolution, and

WHEREAS, City staff has recommended an increase in the fees authorized by the above sections of the Modesto Municipal Code and Resolution No. 77-1081, and

WHEREAS, the Council held a public hearing at its regular meeting on September 8, 1987 to consider the recommended increase in the fees authorized by the above sections of the Modesto Municipal Code and Resolution No. 77-1081,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the "Schedule of Encroachment Permit Fees", attached hereto as Exhibit "A", is hereby adopted as the fees to be charged for work or inspections performed by the City of Modesto in connection with encroachment permits.

BE IT FURTHER RESOLVED that Resolution No. 86-1255 adopted by the City Council on November 12, 1986, is hereby rescinded effective December 31, 1987.

BE IT FURTHER RESOLVED that this resolution shall become effective on and after January 1, 1988.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8 day of September, 1987, by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: McGrath

ABSENT: Councilmembers None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

by Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

Resolution #_____

EXHIBIT A

SCHEDULE OF ENCROACHMENT PERMIT FEES

| | TYPE PERMIT[6] | BASIC PERMIT[5] & INSP. | STAKING[1] | CRACK FILLING | PAVING[1] | CODE OR RES. REFERENCE |
|---|---|---|---|---|---|---|
| 1. | Curbs and curb cuts | $48.50/lot[7] | 2.50/l.f. | ---- | by City | 7-1.108 |
| 2. | Sidewalks | $23.50/lot[7] | ---- | ---- | ---- | 7-1.108 |
| 3. | Sewer Service from lot to sewer lateral | $28.50/each | ---- | $.50/l.f. of trench | $3.50/s.f.[9] | 5-6.08; 7-2.22 |
| 4. | Sewer Laterals[2] | $ 0.72/l.f. | 0.60/l.f. | $.50/l.f. of trench | $3.50/s.f.[9] | 5-6.08; 7-2.22 |
| 5. | Newspaper Racks | $22.00/each | ---- | ---- | ---- | 7-1.108 |
| 6. | Storm Drains (through curb) | $18.00/each | ---- | ---- | ---- | 7-1.108 |
| 7. | Utilities[3] Major Const. | $55.00/each | ---- | $.50/l.f. of trench | $3.50/s.f.[9] | 7-2.27; 7-2.22 |
| 8. | Utilities[3] Service and Repair | $38.00/each | ---- | included in permit fee | $3.50/s.f.[9] | 7-2.27; 7-2.22 |
| 9. | Street Closures (temporary) | $75.00/each | ---- | ---- | ---- | 7-2.14 |
| 10. | Street Lights | $44.50/each | ---- | $.50/l.f. of trench | ---- | 7-1.108 |
| 11. | Rock Wells or Storm Drain Connections | $45.00/each | ---- | $.50/l.f. of trench | ---- | 7-1.108 |

| | | | | | | |
|---|---|---|---|---|---|---|
| 12. | Street Construction | $40.00/lot(7) | ---- | | ---- | 7-1.108 |
| 13. | Improvements(8) | $45.00/lot(7) | ---- | $.50/l.f. of trench | ---- | 7-1.108 |
| 14. | Other work not listed(10) | To be calculated | ---- | ---- | ---- | 7-1.108 |
| 15. | Install refractor steel pole | $33.00/each | ---- | ---- | ---- | 7-1.108 |
| 16. | Added refractor steel pole | $ 7.50/each | ---- | ---- | ---- | 7-1.108 |
| 17. | Install mast arm wood pole | $82.50/each | ---- | ---- | ---- | 7-1.108 |
| 18. | Added mast arm wood pole | $63.00/each | ---- | ---- | ---- | 7-1.108 |

(1) Where no fee is shown, the work is to be performed by others as needed.

(2) Small laterals or extensions designed and drawn by the City shall pay an additional $1.60/l.f.

(3) Utility relocation required for City projects is not subject to a charge.

(4) (Deleted)

(5) Costs shall be paid for emergency or other work performed by City for public health and safety in addition to the following minimum charges:

| | |
|---|---|
| a. Cleanup or dust control | $220.00 per street |
| b. Temporary paving | $160.00 per street |
| c. Temporary barricades | $ 95.00 per each |

(6) Permits are required for all work done in all public rights of way, including public utility easements.

(7) For lots greater than 100' frontage, each 100' or part thereof is considered to be one "lot", (distance to be measured to nearest 100 feet).

(8) Improvements not otherwise listed such as water line extensions, irrigation lines, irrigation line replacements, storm drain lines.

(9) Chargeable only when paving is done by City.

(10) To be calculated by Director of Engineering in each instance, based on the actual cost of doing the work including overhead.

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1025

RESOLUTION ESTABLISHING FILING FEES FOR SPECIAL ASSESSMENT DISTRICT FINANCING AND RESCINDING RESOLUTION NO. 86-1259.

WHEREAS, increased use of Special Assessment District Financing is foreseen, and

WHEREAS, applications for Special Assessment District Financing require significant staff time and may or may not result in a district formation, and

WHEREAS, the Director of Engineering Services has estimated the preliminary staff work for Special Assessment District Financing at $2,520.

WHEREAS, the City Council held a public hearing at its regular meeting on September 8, 1987, to consider the recommended changes,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the filing fee for Special Assessment District Financing is hereby established in the sum of $2,520.

BE IT FURTHER RESOLVED that Resolution No. 86-1259 adopted by the Council November 12, 1986, is hereby rescinded effective December 31, 1987.

BE IT FURTHER RESOLVED that the fee established by this resolution shall become effective on and after January 1, 1988.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8 day of September, 1987, by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: McGrath

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1026

A RESOLUTION ESTABLISHING FILING FEES FOR SPECIAL ASSESSMENT BENEFIT DISTRICTS FOR LANDSCAPING AND RESCINDING RESOLUTION NO. 86-1258. (SABDL)

WHEREAS, increased use of Special Assessment Benefit Districts For Landscaping (SABDL) is unforeseen, and

WHEREAS, applications for Special Assessment Benefit Districts For Landscaping require significant staff time and may or may not result in a district formation, and

WHEREAS, the Director of Engineering Services has estimated the preliminary staff work for Special Assessment Benefit Districts For Landscaping at $2,155.

WHEREAS, the City Council held a public hearing at its regular meeting on September 8, 1987, to consider the recommended changes,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the filing fee for Special Assessment Benefit Districts For Landscaping is hereby established in the sum of $2,155.

BE IT FURTHER RESOLVED that Resolution No. 86-1258 adopted by the Council November 12, 1986, is hereby rescinded effective December 31, 1987.

BE IT FURTHER RESOLVED that the fee established by this resolution shall become effective on and after January 1, 1988.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8 day of September, 1987, by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: McGrath

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1027

A RESOLUTION ALLOWING THE SALE OF ELECTRONIC DATA AND ESTABLISHING A FEE TO BE CHARGED BY ALL CITY DEPARTMENTS FOR THE SALE OF ELECTRONIC DATA.

WHEREAS, various departments within the City of Modesto are, from time to time, requested to sell electronic computer data which may be in the form of either tapes or floppy disks, and

WHEREAS, the sale of such data falls under the provisions of Section 6256 of the Government Code, and

WHEREAS, City staff recommends that all departments within the City be allowed to sell computer data and charge a fee for said data, and

WHEREAS, the following conditions and fees shall be applicable to all such City departments preparing and selling such data:

1. Any sale of electronic data shall be in accordance with the provisions of Section 6255, et seq. of the Government Code.

2. Fees chargeable for preparing and selling data shall include:

   a. The actual cost in terms of staff time plus overhead and benefits for writing the programs and other actions necessary to place the data in transmittable form; the minimum amount to be charged being the sum of $13.50.

   b. The cost of the media (tape or disk), if furnished by the City.

   c. The sum of $40.00 per megabyte (approximately 250 pages of data) sold. The fee per megabyte of data shall be prorated for fractions of megabytes.

RESCINDED
88-650
THIS RESOLUTION WAS RESCINDED BY MODESTO CITY COUNCIL RESOLUTION NO.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that all departments within the City shall be allowed to sell electronic data

and charge a fee for said data to include the actual cost in terms of staff time plus overhead and benefits for writing the programs and other actions necessary to place the data in transmittable form in a minimum amount of $13.50, together with the cost of the tape or disk if furnished by the City, and the sum of $40.00 per megabyte or proration thereof for fraction of megabyte provided.

BE IT FURTHER RESOLVED that the fees established by this resolution shall become effective on and after January 1, 1988.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8 day of September, 1987, by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | McGrath |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1028

A RESOLUTION ESTABLISHING FEES FOR ISSUANCE OF ANNUAL PERMITS FOR OVERSIZED OR OVERLOADED VEHICLES AND FOR ISSUANCE OF ONE TRIP PERMITS FOR OVERSIZED OR OVERLOADED VEHICLES.

WHEREAS, the City of Modesto has an agreement with the State of California (Caltrans) for the issuance of annual permits for oversized or overloaded vehicles and for the issuance of one trip permits for oversized or overloaded vehicles, and

WHEREAS, as of January 27, 1986, the state fees for issuance of annual permits were $50.00 and the state fees for issuance of one trip permits were $5.00, and

WHEREAS, in February 1987, the City of Modesto decided to add the City's actual cost of permit issuance to the state transportation fees for annual permits for oversized or overloaded vehicles, and

Whereas, in February 1987, the City of Modesto decided that the City's actual cost of service would be phased in and that the state fee would not be used in the issuance of one trip permits for oversized or overloaded vehicles, and

WHEREAS, said fees also cover terminal access of interstate trucks pursuant to Section 35401.5 (d) of the Motor Vehicle Code, and

WHEREAS, the City proposes a fee of $56.00 be charged for issuance of annual permits for oversized or overloaded vehicles, which includes a charge for the services of a Plan Review Engineer, and the City proposes a fee of $7.00 be charged for the issuance of one trip permits for oversized or overloaded vehicles be charged, which includes a charge for the services of a Police Squad Leader and a Plan Review Engineer.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that an Annual Permit Fee of $56.00 For Oversized Or Overloaded Vehicles shall be charged by the City Engineering Department and a One Trip Permit Fee of $7.00 For Oversized Or Overloaded Vehicles shall be charged by the City Engineering Department.

BE IT FURTHER RESOLVED that the fees established by this resolution shall become effective on and after January 1, 1988.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8 day of September, 1987, by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: McGrath

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1029

A RESOLUTION DENYING THE APPEAL OF PETER J. KOETTING, ON BEHALF OF WESTAR ASSOCIATES, TO ADMINISTRATIVE ACTIONS TAKEN BY THE BUILDING INSPECTION DEPARTMENT AND REQUESTING REFUNDING CAPITAL FACILITIES FEES.

WHEREAS, in May of 1987 an application for a Building Permit was filed by architects, on behalf of Westar Associates, for Shops at Lincoln School Shopping Center, NEC Seventeenth and "I" Street in the City of Modesto, and

WHEREAS, on July 1, 1987, the Capital Facilities Fees ordinance became effective, and

WHEREAS, by letter dated September 1, 1987, an appeal was filed by Peter J. Koetting, on behalf of Westar Associates, to the administrative actions taken by the Building Inspection Department as to the assessment of the Capital Facilities Fees, and

WHEREAS, said appeal was set for public hearing before the Council of the City of Modesto at its regular meeting place located in the Council Chambers in the City Hall, 801 11th Street, Modesto, California, at 7:30 p.m., on September 8, 1987, and

WHEREAS, at said meeting, after hearing evidence both oral and documentary, the Council of the City of Modesto found and determined that the appeal of Peter J. Koetting, on behalf of Westar Associates, should be denied.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby denies the appeal of Peter J. Koetting, on behalf of Westar Associates, to the administrative actions taken by the Building Inspection Department as to the assessment of the Capital Facilities Fees on the Shops at Lincoln School Shopping Center.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1030

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR TIME BASE COORDINATION ON BRIGGSMORE AVENUE AND THE MODIFICATION OF THE TRAFFIC SIGNAL AT BRIGGSMORE AND OAKDALE

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

SECTION 1. The plans and specifications for time base coordination on Briggsmore Avenue and modification of traffic signal at Briggsmore and Oakdale copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on October 13, 1987 at 11:00 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1031

A RESOLUTION ACCEPTING THE BID OF MONNACHIE TAMRAZ FOR THE RESTROOM ADDITION FOR THE BOY SCOUT CLUBHOUSE IN ENSLEN PARK

WHEREAS, Resolution No. 87-549, adopted by the Council of the City of Modesto on July 7, 1987, approved the plans and specifications for the restroom addition for the Boy Scout Clubhouse in Enslen Park and authorized the calling for bids; and

WHEREAS, the bids received for the restroom addition for the Boy Scout Clubhouse in Enslen Park were opened at 11:10 a.m. on July 28, 1987, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of Monnachie Tamraz in the amount of $26,800 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Monnachie Tamraz in the amount of $26,800 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1032

A RESOLUTION ACCEPTING THE CONSTRUCTION OF TRAFFIC SIGNALS AT STANDIFORD AND PRESCOTT AS COMPLETE

WHEREAS, a report has been filed by the Director of Parking and Traffic, that the construction of traffic signals at Standiford and Prescott

has been completed by Morisoli Construction

in accordance with the contract agreement dated December 16, 1986 .

NOW, THEREFORE, BE IT RESOLVED that the construction of traffic signals at Standiford and Prescott

be accepted from said contractor, Morisoli Construction ;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $81,231 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1033

A RESOLUTION ACCEPTING THE ROOSEVELT PARK TENNIS COURTS OVERLAY AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering, that the Roosevelt Park tennis courts overlay

has been completed by Western Stone Products

in accordance with the contract agreement dated April 28, 1987.

NOW, THEREFORE, BE IT RESOLVED that the Roosevelt Park tennis courts overlay

be accepted from said contractor, Western Stone Products;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $22,119 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1034

A RESOLUTION ACCEPTING THE CONSTRUCTION OF PROJECT NO. 16 - REPLACEMENT OF CURB, DRIVE APRONS AND SIDEWALKS AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering, that the construction of Project No. 16 - replacement of curb, drive aprons and sidewalks has been completed by Cunningham & Sons, Inc. in accordance with the contract agreement dated April 7, 1987.

NOW, THEREFORE, BE IT RESOLVED that the construction of Project No. 16 - replacement of curb, drive aprons and sidewalks

be accepted from said contractor, Cunningham & Sons, Inc.; that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $76,529.58 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1035

A RESOLUTION WAIVING FORMAL BID PROCEDURES AND AUTHORIZING THE PURCHASE OF ONE MEMORY UPGRADE FROM IBM

WHEREAS, Finance is requesting the purchase of a memory upgrade package for the IBM 4361 located in the Data Processing Division for the purpose of improving the performance of the central processing unit; and

WHEREAS, IBM Corporation is the only manufacturer known to market and install the memory upgrade.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the purchase of one memory upgrade is hereby waived.

BE IT FURTHER RESOLVED that purchase of one memory upgrade from IBM Corporation for the total price of $50,694, is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember Whiteside , was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1036

A RESOLUTION APPROVING AN AMENDMENT TO THE MODESTO DISADVANTAGED BUSINESS ENTERPRISE PROGRAM.

WHEREAS, construction projects which utilize Federal funds require that special provisions be made to award contracts to Disadvantaged Business Enterprises, and

WHEREAS, the Federal Highway Administration requires that Disadvantaged Business Enterprise Programs be approved by resolution of the legislative body, and

WHEREAS, it is the policy of the City of Modesto to utilize Disadvantaged Business Enterprise Programs in all aspects of contracting to the maximum extent feasible, and

WHEREAS, a separate Women-Owned Business Enterprise Program goal will no longer be used and the terms Disadvantaged Business Enterprise and Women-Owned Business Enterprise in the current program will be amended and understood to mean Disadvantaged Business Enterprise, and

WHEREAS, the City of Modesto's Disadvantaged Business Enterprise Program should be amended to comply with the 1987 Surface Transportation and Uniform Relocation Assistance Act which presumes that women are socially and economically disadvantaged individuals whose participation may be counted in attaining the Disadvantaged Business Enterprise's goal,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it does hereby approve an amendment to the City of Modesto's Disadvantaged Business Enterprise Program to comply with the 1987 Surface Transportation and Uniform Relocation Assistance Act which presumes that women are socially and economically disadvantaged individuals whose participation may be counted in attaining the Disadvantaged Business Enterprise's goal.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8 day of September, 1987, by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: McGrath

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1037

AMENDED

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND STATE OF CALIFORNIA ON CONSTRUCTION OF ROUTE 108 IN MODESTO FROM TOKAY AVENUE TO WELLS AVENUE (UTILITIES AGREEMENT NO. 10UT1854)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the amended agreement between the City of Modesto and the State of California covering adjusting an additional number of manhole and valve covers to grade by the State's contractor to accommodate construction on Route 108 from Tokay Avenue to Wells Avenue

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1038

A RESOLUTION REQUESTING THE STANISLAUS AREA ASSOCIATION OF GOVERNMENTS TAKE THE LEAD IN INITIATING ENABLING LEGISLATION FOR A COUNTYWIDE HALF-CENT SALES TAX INCREASE FOR ROADWAY IMPROVEMENTS.

WHEREAS, the Modesto Planning Commission recommended implementation strategies for the Circulation Element on March 2, 1987, and

WHEREAS, the strategies included setting in motion a countywide sales tax for roadway improvements, and

WHEREAS, the Board of Directors of the Modesto Chamber of Commerce approved the Government Review Committee's recommendations including endorsement of a half-cent sales tax increase for roadway improvements, and

WHEREAS, the Forward Modesto IV community assessment project recommended a countywide half-cent sales tax increase, and

WHEREAS, the Infrastructure Study Committee also recommended a countywide half-cent sales tax increase, and

WHEREAS, the Stanislaus Area Association of Governments (SAAG) is the regional transportation agency,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto, that the Stanislaus Area Association of Governments (SAAG) is hereby requested to take the lead in initiating enabling legislation for a countywide half-cent sales tax increase for roadway improvements.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8 day of Sepember, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1039

A RESOLUTION AMENDING RESOLUTION NO. 87-498 ENTITLED "A RESOLUTION ESTABLISHING CAPITAL FACILITIES FEES."

WHEREAS, Section 8-1.904 of the Modesto Municipal Code authorizes the Council by resolution to establish the amount of capital facilities fees to be charged new construction, including the expansion of and/or the addition to an existing structure, to mitigate an unfunded portion of the determined impact of the development, and

WHEREAS, Section 8-1.903 of the Modesto Municipal Code defines various types of uses which contribute to the impact of development on the City, and

WHEREAS, Section 8-1.903 of the Modesto Municipal Code was recently amended by the Council by the addition thereto of subdivision (n) which defines the term "hospital", and

WHEREAS, an analysis has been made of the needs and impacts generated by hospital uses based upon the estimated traffic generation in order to compute the capital facilities fees,

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

1. Paragraph 1 of Resolution No. 87-498 is hereby amended to read as follows:

"1. Amount of Capital Facilities Fees. The amount of Capital Facilities Fees to be paid by developers shall be:

a. For each Low Density Residential Use to be constructed the developer shall pay a capital facilities fee of One Thousand Four Hundred-Seventeen Dollars ($1,417.00) per unit.

b. For each Medium Density Residential Use to be constructed the developer shall pay a capital facilities fee of One Thousand Fifty-One Dollars ($1,051.00) per unit.

c. For each Medium High Density Residential Use to be constructed the developer shall pay a capital facilities fee of Eight Hundred Eight Dollars ($808.00) per unit.

d. For each Care Home Use to be constructed the developer shall pay a capital facilities fee of Twenty-Seven Cents ($0.27) per square foot of building space.

e. For each Church Use to be constructed the developer shall pay a capital facilities fee of Thirty-Two Cents ($0.32) per square foot of building space.

f. For each Office Use to be constructed the developer shall pay a capital facilities fee of Eighty-Four Cents ($0.84) per square foot of building space.

g. For each School Use to be constructed the developer shall pay a capital facilities fee of Thirty-Two Cents ($0.32) per square foot of building space.

h. For each Commercial Use to be constructed the developer shall pay a capital facilities fee of One Dollar Fifty-Eight Cents ($1.58) per square foot of building space.

i. For each Fast Food Restaurant Use to be constructed the developer shall pay a capital facilities fee of Seven Dollars Thirty-Five Cents ($7.35) per square foot of building space.

j. For each Convenience Mart Use to be constructed the developer shall pay a capital facilities fee of Eight Dollars Twenty-Nine Cents ($8.29) per square foot of building space.

k. For each Industrial Use to be constructed the developer shall pay a capital facilities fee of Twenty Cents ($0.20) per square foot of building space.

l. For each hospital use to be constructed the developer shall pay a capital facilities fee of Fifty-Five Cents ($0.55) per square foot of building space."

SECTION 2. EFFECTIVE DATE. This resolution shall be effective on and after October 16, 1987.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8 day of September, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1040

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND** RONNIE J. AND JUDITH A. CONNEL FOR SEWER SERVICE TO PROPERTY OUTSIDE THE CITY LIMITS AT 2027 FRAZIER STREET

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Ronnie J. and Judith A. Connel for sewer service to property outside the City limits at 2027 Frazier Street, located between Inyo Avenue and Lassen Avenue

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1041

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND JOSEPH AND ANNA MAGADDINO FOR WATER SERVICE TO PROPERTY OUTSIDE THE CITY LIMITS AT 3212 OAKDALE ROAD

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Joseph and Anna Magaddino for water service to property outside the City limits at 3212 Oakdale Road, located between Floyd Avenue and Sylvan Avenue

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1042

A RESOLUTION AUTHORIZING THE ADDITION OF AN ACCOUNTANT II IN THE FINANCE DEPARTMENT AND AN ASSOCIATE CIVIL ENGINEER IN THE ENGINEERING SERVICES DEPARTMENT TO IMPLEMENT THE FINANCING PLANS AS RCOMMENDED BY THE INFRASTRUCTURE STUDY COMMITTEE.

WHEREAS, proposals made by the Infrastructure Study Committee to the City Council included recommendations that adequate staffing be hired to accomplish the objective of providing for the financing of capital needs through the year 2000, and

WHEREAS, City staff has recommended that two additional positions be authorized, an Accountant II in the Finance Department and an Associate Civil Engineer in the Engineering Services Department to implement the financing plans as recommended by the Infrastructure Study Committee, and

WHEREAS, the Director of Finance has indicated that financing is available for an Accountant II in the Finance Department and an Associate Civil Engineer in the Engineering Services Department,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the addition of an Accountant II in the Finance Department and an Associate Civil Engineer in the Engineering Services Department is hereby authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the _____ day of _____, 1987, by Councilmember _____, who moved its adoption, which motion being duly seconded by Councilmember _____, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1043

A RESOLUTION APPROVING AN APPROPRIATION TRANSFER OF $86,610 FROM THE CONTINGENCY RESERVE OF THE CITY OF MODESTO GENERAL FUND TO PROVIDE FINANCING FOR THE ADDITION OF AN ACCOUNTANT II IN THE FINANCE DEPARTMENT AND AN ASSOCIATE CIVIL ENGINEER IN THE ENGINEERING SERVICES DEPARTMENT.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the following transfers are approved to fund the recommendation of the Infrastructure Study Committee to the City Council that adequate staffing be hired to accomplish the objective of providing for the financing of capital needs through the year 2000:

| | Increase (Decrease) |
|---|---|
| FROM: | |
| General Fund Contingency Reserve 010-800-8000-8003 | ($86,610) |
| TO: | |
| Salaries & Wages, Regular | |
| 010-120-1222-0110 | 23,710 |
| 010-410-4112-0110 | 31,770 |
| Fringe Benefits | |
| 010-120-1222-0222 | 8,290 |
| 010-410-4112-0222 | 11,120 |
| Materials & Supplies | |
| 010-120-1222-0301 | 150 |
| 010-410-4112-0301 | 150 |
| Furniture | |
| 010-120-1222-5781 | 1,210 |
| 010-410-4112-5782 | 1,210 |
| IBM PC | |
| 010-120-1222-5783 | 4,500 |
| 010-410-4112-5784 | 4,500 |
| Total Adjustment | -0- |

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1044

A RESOLUTION APPOINTING MEMBER OF THE DOWNTOWN IMPROVEMENT DISTRICT BOARD (VIVIAN McNULTY)

WHEREAS, Section 1102 of the Charter of the City of Modesto authorizes the City Council to appoint members to various Boards and Commissions;

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

SECTION 1. The following person is hereby appointed to the Downtown Improvement District Board for the respective term as indicated:

Vivian McNulty
1119 "I" Street
Modesto, Ca. 95354
Term to expire March 28, 1989

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed member of the Downtown Improvement District 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 8th day of September, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: McGrath, Patterson

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1045

A RESOLUTION APPOINTING MEMBERS OF THE AFFIRMATIVE ACTION COMMISSION

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

SECTION 1. The following persons are hereby appointed to the Affirmative Action Commission for the respective term as indicated:

John Kenealy
Jerry Kunishige
Anita Adams
Michelle Aiken
Janie Tomlin
Dorothy Falco
Pearl Hough
Mary Ann Greenwood
Yvonne Marrable

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed members of the Affirmative Action 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 8th day of September, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: McGrath, Patterson

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

Committees

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1046

A RESOLUTION AMENDING SECTION 1 OF RESOLUTION NO. 87-317 ENTITLED "A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR PLANNED DEVELOPMENT ZONE, P-D(413)."

WHEREAS, the City Council, by Ordinance No. 2502-C.S., which was introduced on April 28, 1987, finally adopted on May 5, 1987, and which became effective on June 4, 1987, amended Section 21-3-9 of the Zoning Map to rezone from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(413), to allow a medical/professional office complex, property located on the north side of East Orangeburg Avenue between Collier Avenue and Trombetta Avenue, and

WHEREAS, City Council Resolution No. 87-317, which was adopted on May 5, 1987, approved a development plan for P-D(413) to allow a medical/professional office complex, property located on the north side of East Orangeburg Avenue between Collier Avenue and Trombetta Avenue, and contained the conditions of approval thereof, and

WHEREAS, a verified application for an amendment to Planned Development Zone, P-D(413) was filed by Bob Scott on June 29, 1987, to allow the office complex to be developed as a condominium project, and

WHEREAS, after a public hearing held on August 3, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, it was found and determined by the Planning Commission, by its Resolution No. 87-133, that an amendment to P-D(413) to allow the office complex to be developed as a condominium as requested is required by public necessity, convenience and general welfare for the following reasons:

1. The proposed P-D zone amendment will allow a condominium type of ownership rather than a single ownership with or without rental tenancy.

2. The development plan is identical to that which has already been approved as P-D(413).

and

WHEREAS, after a public hearing held on 09/15, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of Bob Scott to amend P-D(413) to allow the office complex to be developed as a condominium project, should be granted as consonant with public necessity, convenience and general welfare for the reasons set forth in Planning Commission Resolution No. 87-133 and quoted above,

WHEREAS, the Council has introduced Ordinance No. 2542-C.S. on the 15 day of September, 1987, amending Section 2 of Ordinance No. 2502-C.S. to amend the uses,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Section 1 of Modesto City Council Resolution No. 87-317 entitled "A Resolution Approving a Development Plan for Planned Development Zone, P-D(413)" is hereby amended to read as follows to allow the office building complex to be developed as a condominium:

"SECTION 1. DEVELOPMENT PLAN. The development plan for Planned Development Zone, P-D(413), is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan and floor plans titled "Orangeburg Dental/Medical Office Complex" as amended in red, stamped approved by the Planning Commission on August 3, 1987.

2. Prior to the issuance of a building permit, a landscaping and irrigation plan shall be approved by the Director of Parks and Recreation. Screen landscaping shall be installed along the

north property line. Landscaping and the irrigation system shall be installed and maintained in accordance with the approved plan.

3. Fences or walls shall be constructed prior to occupancy and shall be as follows:

   Six-foot double-sided board fence with decorative masonry pilasters along the north property line.

4. All landscaping, fences, and walls shall be maintained and the premises shall be kept free of weeds, trash, and other debris.

5. The East Orangeburg Avenue frontage shall be improved to 80-foot major street standards including the installation of a street light and the replacement of unused driveway approaches with matching curb, gutter, or sidewalk prior to the occupancy of any structures or when requested by the Director of Engineering Services to alleviate a health, safety, or traffic problem in the area.

6. All private streets and parking areas shall be constructed in accordance with the standard structural section for residential streets as contained in the City of Modesto Standard Specifications.

7. Prior to issuance of a building permit the developer shall dedicate public utility easements as required by the utility companies and the Director of Engineering Services.

8. Drainage shall be provided as required by the Director of Engineering Services.

9. All outdoor lighting shall be shielded from adjacent residential properties as required by the Director of Engineering Services.

10. Trash bins shall be kept in enclosures in accordance with the approved plan, and shall be constructed of building materials consistent with those used in the major buildings as approved by the Director of Planning and Community Development.

11. All signs shall comply with the sign requirements of the P-O Zone.

12. Prior to the issuance of a building permit for any structure, a final subdivision map shall be recorded.

13. Prior to issuance of a building permit, the developer shall pay the City of Modesto the cost of planting street trees along the

East Orangeburg Avenue frontage. The number shall be as determined by the Director of Engineering Services.

14. The developer shall dedicate to the City of Modesto a street tree planting easement along the East Orangeburg Avenue frontage as required by the Director of Parks and Recreation.

15. All curbcuts serving two-way driveways shall be 41 feet in width.

16. Prior to issuance of a building permit, the developer shall show on the plans submitted to Building Inspection all fire hydrants as required by the Fire Chief. All hydrants required by the Fire Chief shall be installed and operable prior to construction of any structures."

BE IT FURTHER RESOLVED that all of the other provisions of Resolution No. 87-317 not in conflict with this resolution shall remain in full force and effect.

BE IT FURTHER RESOLVED that this resolution shall not become effective unless and until the ordinance amending Section 2 of Ordinance No. 2502-C.S. becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15 day of September, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1047

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR PLANNED DEVELOPMENT ZONE, P-D(430). (HERITAGE PARTNERS)

WHEREAS, a verified application for an amendment to Section 29-3-9 of the Zoning Map was filed by Heritage Partners on July 13, 1987, to reclassify from General Commercial Zone, C-2, to Planned Development Zone, P-D, to allow the conversion of two existing office buildings into two condominium office buildings, property located on the east corner of K Street and 15th Street, described as follows:

> All that certain real property situate in a portion of the Southeast Quarter of Section 29, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, in the City of Modesto, County of Stanislaus, State of California more particularly described as follows:
>
> All of lots 24, 25, 26, 27, 28, 29, 30, 31 and 32 in Block 123, of the City of Modesto.
>
> Including also the Northeasterly 40.00 feet of 15th Street, the Southeasterly 40.00 feet of "K" Street, and the Southwesterly 10.00 feet of the alley in said Block 123 and all immediately adjacent to the above described property.

and

WHEREAS, after a public hearing held on August 17, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, it was found and determined by the Planning Commission, by its Resolution No. 87-138, that rezoning of the property as requested is required by public necessity, convenience and general welfare for the following reasons:

1. That the applicant wants to convert two existing office buildings into two condominium buildings.

2. That the P-D zoning designation is needed in order to create condominium buildings.

3. That no construction is proposed and adequate parking and landscaping are provided.

and

WHEREAS, after a public hearing held on 09/15, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of Heritage Partners for a Planned Development Zone should be granted as consonant with public necessity, convenience and general welfare for the reasons set forth in Planning Commission Resolution No. 87-138 and quoted above, and

WHEREAS, the Council has introduced Ordinance No. 2543-C.S. on the 15 day of September, 1987, reclassifying the above-described property from General Commercial Zone, C-2, to Planned Development Zone, P-D(430).

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

SECTION 1. DEVELOPMENT PLAN. The development plan for Planned Development Zone, P-D(430), is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan and floor plans titled "Colonial Office Condominiums" as amended in red, stamped approved by the Planning Commission on August 17, 1987.

2. That the irrigation system backflow preventor be tested by the Utility Services Department for conformity with the Uniform Plumbing Code.

3. All landscaping shall be maintained and the premises shall be kept free of weeds, trash, and other debris.

4. Trash cans shall be screened from view from any public street.

5. All signs shall comply with the sign requirements of the C-2 Zone.

6. Prior to recordation of a final subdivision map, the developer shall obtain certification from the Chief Building Official that all existing buildings conform to all building and fire safety standards for condominiums established by the Chief Building Official.

7. Prior to City Council approval of a final subdivision map, the subdivider shall submit evidence in a form satisfactory to the City Attorney that there has been created a Property Owners Association to guarantee common facility and private property maintenance in accordance with the approved plans.

8. That the uses permitted are those allowed in the C-2 zone subject to meeting parking requirements.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned Development Zone, P-D(430):

The conversion of the existing buildings to condominium buildings shall be completed by August 17, 1989. This means the parcel map to create the condominium buildings shall be recorded by August 17, 1989.

SECTION 3. CHANGES IN DEVELOPMENT PLAN. Any changes in the above-approved development plan shall be made in accordance with the provisions of Section 10-2.1709 of the Modesto Municipal Code.

SECTION 4. COMPLIANCE WITH CODE PROVISIONS, ETC. In all other respects said planned development shall be accomplished in accordance with and in strict adherence to the provisions of Article 17 of Title X of the Modesto Municipal Code relating to Planned Development Zones and other applicable City laws, rules, regulations and procedures.

SECTION 5. EFFECTIVE DATE. This resolution shall not become effective unless and until the ordinance reclassifying the above-described property to Planned Development Zone, P-D(430), becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15 day of September, 1987, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratroe, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, City Attorney

APPROVED AS TO DESCRIPTION:

By
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1048

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION MAP 29-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON FROM C-2 TO P-D(430) (HERITAGE PARTNERS)

WHEREAS, on September 15, 1987, the City Council introduced Ordinance No. 2543 -C.S. giving approval to a project relating to an amendment to Section Map 29-3-9 of the Zoning Map of the City of Modesto to reclassify from General Commercial Zone, C-2, to Planned Development Zone, P-D(430), property located on the east corner of K Street and 15th Street, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to an amendment to Section Map 29-3-9 of the Zoning Map of the City of Modesto to reclassify from General Commercial Zone, C-2, to Planned Development Zone, P-D(430), property located on the east corner of K Street and 15th Street.



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The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15 day of September, 1987, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMANOTO, City Attorney



98CA

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1049

A RESOLUTION AMENDING SECTION MAP 3-3-8 AND SECTION MAP 10-3-8 OF THE ZONING MAP TO REZONE FROM PLANNED DEVELOPMENT ZONE, P-D(404), TO A NEW PLANNED DEVELOPMENT ZONE, P-D(431), PROPERTY LOCATED BETWEEN SALIDA BOULEVARD AND FREEWAY 99 SOUTH OF PELANDALE AVENUE. (THOMPSON-HYSELL ENGINEERS)

WHEREAS, the City Council, by Ordinance No. 2429-C.S. which was introduced on May 27, 1986, finally adopted on June 10, 1986, and which became effective on July 10, 1986, amended Section 3-3-8 and Section 10-3-8 of the Zoning Map to reclassify from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(404), property located between Salida Boulevard and Freeway 99 south of Pelandale Avenue, to allow a motel, restaurant and convenience mart complex, and

WHEREAS, City Council Resolution No. 86-507 was adopted on June 10, 1986, and approved the development plan containing the conditions of approval and the development schedule specifying construction to be in two phases, and

WHEREAS, a verified application for an amendment to Section 3-3-8 and Section 10-3-8 of the Zoning Map was filed by Thompson-Hysell Engineers on July 20, 1987, to rezone from Planned Development Zone, P-D(404), to a new Planned Development Zone, to allow a recreational vehicle sales and service facility, property located between Salida Boulevard and Freeway 99 south of Pelandale Avenue, described as follows:

> All that certain real property situate in a portion of the Northeast one-quarter of the Northeast one-quarter of Section 10 and the Southeast one-quarter of the Southeast one-quarter of Section 3, both in Township 3 South, Range 8 East, Mount Diablo Base and Meridian, in the City of Modesto, County of Stanislaus, State of California, described as follows:
>
> Commencing at the Northeast corner of said Section 10; thence along the East line of said Section 10, South 0°13'29" East 477.34 feet to

the West right-of-way line of State Highway 99; thence northwesterly along said West line 293.58 feet to the True Point of Beginning; thence continuing along said West line, North 27°27'31" West, 539.71 feet more or less; thence leaving said west line and at right angles, Southwesterly 50.00 feet; thence at right angles Northwesterly 50.00 feet; thence at right angles Northeasterly 50.00 feet to the aforementioned west line; thence continuing along the west right-of-way line of said State Highway 99, North 27°27'31" West, 40.00 feet; thence continuing along said west line, North 43°07'15", West 350.29 feet; thence continuing along said west line, North 56°57'22" West, 448.08 feet; thence continuing along said west line on a tangent curve concave to the Northeast, moving a radius of 860.00 feet, 60.00 feet to the intersection with the East right-of-way line of Salida Boulevard; thence along said East line, Southeasterly, 506.07 feet; thence continuing along said East line Southeasterly 950.00 feet to the Point of Beginning.

and

WHEREAS, after a public hearing held on August 17, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, it was found and determined by the Planning Commission, by its Resolution No. 87-146, that rezoning of the property as requested is required by public necessity, convenience and general welfare for the following reasons:

1. Highway Commercial uses are appropriate on this site, since the property is isolated from surrounding properties by Freeway 99 and the Southern Pacific Railroad

2. Conditions of approval will insure a degree of compatibility with the surrounding highway and railroad uses.

and

WHEREAS, after a public hearing held on September 15, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of Thompson-Hysell Engineers for a Planned Development Zone should be granted as consonant with public necessity, convenience and general welfare for the reasons set forth in Planning Commission Resolution No. 87-146 and quoted above, and

WHEREAS, the Council has introduced Ordinance No. 2544 -C.S. on the 15 day of September, 1987, reclassifying the above-described property from Planned Development Zone, P-D(404), to Planned Development Zone, P-D(431).

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

SECTION 1. DEVELOPMENT PLAN. The development plan for Planned Development Zone, P-D(431), is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan and floor plans titled "Brawley's R-V Sports Center" as amended in red, stamped approved by the Planning Commission on August 17, 1987.

2. Prior to the issuance of a building permit, a landscaping and irrigation plan shall be approved by the Director of Parks and Recreation. Landscaping and the irrigation system shall be installed and maintained in accordance with the approved plan.

3. All landscaping, fences, and walls shall be maintained and the premises shall be kept free of weeds, trash, and other debris.

4. The Salida Boulevard frontage shall be improved to collector street standards prior to the occupancy of any structures or when requested by the Director of Engineering Services to alleviate a health, safety, or traffic problem in the area.

5. Prior to issuance of a building permit, improvement plans for required improvements shall be prepared by a registered civil engineer and approved by the Director of Engineering Services. Improvements shall be constructed in accordance with the approved plans.

6. Prior to issuance of a building permit the developer shall dedicate public utility easements as required by the utility companies and the Director of Engineering Services.

7. Irrigation lines shall be removed, relocated, or protected as required by the Modesto Irrigation District and the Director of Engineering Services. Easements for irrigation lines to remain shall be dedicated.

8. Drainage shall be provided as required by the Director of Engineering Services.

9. Trash bins shall be kept in enclosures in accordance with the approved plan, and shall be constructed of building materials consistent with those used in the major buildings as approved by the Director of Planning and Community Development.

10. The R-V center may not employ outside storage of any type of material unless in a fully view-obscuring enclosure in a location and constructed of material approved by the Director of Planning and Community Development.

11. All signs shall comply with the sign requirements of the C-3 Zone.

12. Prior to issuance of a building permit, the developer shall pay the City of Modesto the cost of planting street trees along the Salida Boulevard frontage. The number shall be as determined by the Director of Engineering Services.

13. All curbcuts serving two-way driveways shall be 41 feet in width.

14. Prior to issuance of a building permit, the developer shall show on the plans submitted to Building Inspection all fire hydrants as required by the Fire Chief. All hydrants required by the Fire Chief shall be installed and operable prior to construction of any structures.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned Development Zone, P-D(431):

The entire construction program be accomplished in one phase, construction to begin on or before August 17, 1989, and completion to be not later than August 17, 1990.

SECTION 3. CHANGES IN DEVELOPMENT PLAN. Any changes in the above-approved development plan shall be made in accordance with the provisions of Section 10-2.1709 of the Modesto Municipal Code.

SECTION 4. COMPLIANCE WITH CODE PROVISIONS, ETC. In all other respects said planned development shall be accomplished in accordance with and

in strict adherence to the provisions of Article 17 of Title X of the Modesto Municipal Code relating to Planned Development Zones and other applicable City laws, rules, regulations and procedures.

SECTION 5. EFFECTIVE DATE. This resolution shall not become effective unless and until the ordinance reclassifying the above-described property to Planned Development Zone, P-D(431), becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15 day of September, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Whiteside, Acating Mayor Sutton |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Patterson, Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, City Attorney

APPROVED AS TO DESCRIPTION:

By
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1050

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION MAP 3-3-8 AND SECTION MAP 10-3-8 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON FROM P-D(404) TO P-D(431). (THOMPSON-HYSELL ENGINEERS)

WHEREAS, on September 15, 1987, the City Council introduced Ordinance No. 2544 -C.S. giving approval to a project relating to an amendment to Section Map 3-3-8 and Section Map 10-3-8 of the Zoning Map of the City of Modesto to reclassify from Planned Development Zone, P-D(404), to Planned Development Zone, P-D(431), property located between Salida Boulevard and Freeway 99 south of Pelandale Avenue, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to an amendment to Section Map 3-3-8 and Section Map 10-3-8 of the Zoning Map of the City of Modesto to reclassify from Planned Development Zone, P-D(404), to Planned Development Zone, P-D(431), property located between Salida Boulevard and Freeway 99 south of Pelandale Avenue.



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The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15 day of September, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, City Attorney



98CA

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1051

A RESOLUTION AMENDING SECTION MAP 28-3-9 OF THE ZONING MAP TO REZONE FROM MEDIUM HIGH DENSITY RESIDENTIAL ZONE, R-3, TO PLANNED DEVELOPMENT ZONE, P-D(139), PROPERTY LOCATED ON THE EAST CORNER OF 17TH AND H STREETS. (MODESTO CITY HOSPITAL)

WHEREAS, the City Council, by Ordinance No. 1502-C.S. which was introduced on March 1, 1976, finally adopted on March 8, 1976, and which became effective on April 7, 1976, amended Section 28-3-9 of the Zoning Map to reclassify from Neighborhood Commercial Zone, C-1, General Commercial Zone, C-2, Professional Office Zone, P-O, and Medium High Density Residential Zone, R-3, to Planned Development Zone, P-D(139), to allow expansion of Modesto City Hospital and relocation of Octomedent parking, property located northeasterly and southwesterly of 17th Street, southeasterly of H Street, and on both sides of G Street, and

WHEREAS, City Council Resolution No. 76-407 was adopted on March 8, 1976, and approved the development plan containing the conditions of approval and the development schedule specifying construction to be in two phases, and

WHEREAS, the City Council, by Ordinance No. 1638-C.S. which was introduced on August 15, 1977, finally adopted on August 22, 1977, and which became effective on September 21, 1977, amended Section 2 of Ordinance No. 1502-C.S. to allow two freestanding signs, one on H Street and one on G Street, each a maximum of 12 feet high and 32 feet square, and

WHEREAS, City Council Resolution No. 77-844 was adopted on August 22, 1977, and amended the development plan for Planned Development Zone, P-D(139), and

WHEREAS, a verified application for an amendment to Section 28-3-9 of the Zoning Map was filed by Modesto City Hospital on June 15, 1987, to rezone from Medium High Density Residential Zone, R-3, to Planned Development Zone, P-D(139), as an addition to Planned Development Zone, P-D(139), to allow a parking lot for Modesto City Hospital, property located on the east corner of 17th and H Streets, described as follows:

Rezone R-3 to P-D(139)

Lots 27, 28, 29, & 30 in Block "M" of the City of Modesto, according to the Official Map thereof, filed in the office of the Recorder of Stanislaus County, California, on December 21, 1942 in Volume 15 of Maps.

Including the northeastern 40.00 feet of 80.00 foot wide 17th Street and the southwestern 10.00 feet of the 20.00 foot wide alley in Block M and all immediately adjacent to the above described property.

and

WHEREAS, after a public hearing held on August 17, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, it was found and determined by the Planning Commission, by its Resolution No. 87-140, that rezoning of the property as requested is required by public necessity, convenience and general welfare for the following reasons:

1. Additional parking for Modesto City Hospital is needed and will be provided by the proposed additional parking lot and through covenant with the Seventh Day Adventist Church.

2. Compatibility with adjacent residential use will be maintained through installation of wall and landscaping.

and

WHEREAS, after a public hearing held on September 15, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California,

the Council found and determined that the application of Modesto City Hospital for a Planned Development Zone should be granted as consonant with public necessity, convenience and general welfare for the reasons set forth in Planning Commission Resolution No. 87-140 and quoted above, and

WHEREAS, the Council has introduced Ordinance No. 2545 -C.S. on the 15 day of September, 1987, reclassifying the above-described property from Medium High Density Residential Zone, R-3, to Planned Development Zone, P-D(139).

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

SECTION 1. DEVELOPMENT PLAN. The development plan for Planned Development Zone, P-D(139), is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan titled "Modesto City Hospital - Parking Lot" as amended in red, stamped approved by the Planning Commission on July 20, 1987.

2. Prior to the issuance of a building permit for the 17th Street parking area expansion, a landscaping and irrigation plan shall be approved by the Director of Parks and Recreation. Screen landscaping shall be installed along the southeast property line. Landscaping and the irrigation system shall be installed and maintained in accordance with the approved plan.

3. Fences or walls shall be constructed prior to occupancy and shall be as follows:

   Eight-foot decorative masonry wall along the southeast property line of the new 17th Street parking area.

4. All landscaping, fences, and walls shall be maintained and the premises shall be kept free of weeds, trash, and other debris.

5. The 17th Street and alley frontages shall be improved to Downtown street and alley standards, respectively, prior to the occupancy of any structures or when requested by the Director of Engineering Services to alleviate a health, safety, or traffic problem in the area.

6. Prior to issuance of a building permit, improvement plans for required improvements shall be prepared by a registered civil engineer and approved by the Director of Engineering Services. Improvements shall be constructed in accordance with the approved plans.

7. Drainage shall be provided as required by the Director of Engineering Services.

8. All outdoor lighting shall be shielded from adjacent residential properties as required by the Director of Engineering Services.

9. Trash bins shall be kept in enclosures in accordance with the approved plan, and shall be constructed of building materials consistent with those used in the major buildings as approved by the Director of Planning and Community Development.

10. All conditions of City Council Resolution 76-407 as amended by City Council Resolution 77-844 not in conflict with this action shall remain in full force and effect.

11. All new curbcuts serving two-way driveways shall be 41 feet in width.

12. The new parking lot at the east corner of 17th and G Streets shall be a permanent parking lot conforming to all City standards.

13. The hospital shall provide a Covenant in accordance with the requirements of the City Attorney providing for off-street parking spaces to be made available to the hospital in the block bordered by 16th, G, 17th, and H Streets each Sunday through Friday.

14. Prior to the issuance of a building permit, a landscaping and irrigation plan shall be approved by the Director of Parks and Recreation. Screen landscaping shall be installed along the southeast property line of the new parking area. Landscaping and the irrigation system shall be installed and maintained in accordance with the approved plan.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned Development Zone, P-D(139):

The parking lot construction program be accomplished in one phase, construction to begin on or before August 17, 1988, and completion to be not later than August 17, 1989.

SECTION 3. CHANGES IN DEVELOPMENT PLAN. Any changes in the above-approved development plan shall be made in accordance with the provisions of Section 10-2.1709 of the Modesto Municipal Code.

SECTION 4. COMPLIANCE WITH CODE PROVISIONS, ETC. In all other respects said planned development shall be accomplished in accordance with and in strict adherence to the provisions of Article 17 of Title X of the Modesto Municipal Code relating to Planned Development Zones and other applicable City laws, rules, regulations and procedures.

SECTION 5. EFFECTIVE DATE. This resolution shall not become effective unless and until the ordinance reclassifying the above-described property to Planned Development Zone, P-D(139), becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15 day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, City Attorney

APPROVED AS TO DESCRIPTION:

By
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1052

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION MAP 28-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON FROM R-3 TO P-D(139). (MODESTO CITY HOSPITAL)

WHEREAS, on September 15, 1987, the City Council introduced Ordinance No. 2545 -C.S. giving approval to a project relating to an amendment to Section Map 28-3-9 of the Zoning Map of the City of Modesto to reclassify from Medium High Density Residential Zone, R-3, to Planned Development Zone, P-D(139), property located on the east corner of 17th and H Streets, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to an amendment to Section Map 28-3-9 of the Zoning Map of the City of Modesto to reclassify from Medium High Density Residential Zone, R-3, to Planned Development Zone, P-D(139), property located on the east corner of 17th and H Streets.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15 day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, City Attorney



98CA

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1053

A RESOLUTION CONSENTING TO THE MERGER OF ORANGE LINE SANITATION COMPANY, INC., A CALIFORNIA CORPORATION, WITH MODESTO GARBAGE COMPANY, INC., A CALIFORNIA CORPORATION DBA MODESTO DISPOSAL SERVICE.

WHEREAS, a letter dated August 24, 1987 has been received by the Council of the City of Modesto from Jack R. Jones on behalf of Modesto Garbage Company, Inc. and Orange Line Sanitation Company, Inc. requesting approval of the merger of Orange Line Sanitation Company, Inc., with Modesto Garbage Company, Inc., and

WHEREAS, the merger of the two companies would yield numerous advantages:

1. Eliminate the need for filing two annual Federal and State corporate tax returns.

2. The need and cost of maintaining a separate accounting system for Orange Line Sanitation Company, Inc.

3. Elimination of the $100,000 performance bond required for Orange Line Sanitation Company, Inc.

4. Eliminating the cost required when Orange Line Sanitation Company, Inc.'s franchise comes up for renewal, and

WHEREAS, Modesto Garbage Company, Inc. has indicated that being required to keep two separate companies results in higher operating costs which are passed on to the consumer, and

WHEREAS, the Council Solid Waste Committee, along with staff, agrees that the need to keep the two companies separate no longer exists and would

recommend Council approval to merge Orange Line Sanitation Company, Inc. with Modesto Garbage Company, Inc., dba Modesto Disposal Service, and

WHEREAS, a public hearing was held by the Council on September 15, 1987, at which hearing the requested merger of Orange Line Sanitation Company, Inc. with Modesto Garbage Company, Inc., dba Modesto Disposal Service was considered, and all persons desiring to be heard were given the opportunity to do so and evidence both oral and written was received and considered,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby consents to the merger of Orange Line Sanitation Company, Inc. with Modesto Garbage Company, Inc., dba Modesto Disposal Service

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15 day of September, 1987, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: McGrath, Muratore, Whiteside, Mayor Pro Tem Lang,

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson, Sutton, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1054

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR PLANNED-DEVELOPMENT ZONE, P-D(428). (U.S. BY-PRODUCTS, INC.)

WHEREAS, a verified application for an amendment to Section 10-3-9 of the Zoning Map was filed by U.S. By-Products, Inc. on April 8, 1987, to rezone from a portion of Planned Development Zone, P-D(211), to a new Planned Development Zone, P-D, to allow a neighborhood shopping center, property located on the southwest corner of Oakdale Road and Sylvan Avenue, described as follows:

> ALL that certain real property situate in a portion of the Southeast Quarter of Section 10, Township 3 South, Range 9 East, Mount Diablo Base and Meridian and lying within the City of Modesto, County of Stanislaus, State of California, described as follows:
>
> BEGINNING at the East Quarter corner of said Section 10, said point being the centerline intersection of Sylvan Avenue with Oakdale Road; thence South 0°10'55" West along the East line of said Section 10, and said centerline of Oakdale Road, a distance of 752.66 feet; thence North 89°49'05" West, 723.45 feet; thence North 18°36'35" West, 7.44 feet; thence Northeasterly along an arc of a tangent curve to the right, having a radius of 400.00 feet, through a central angle of 46°32'00", an arc distance of 324.86 feet to a point of compound curvature; thence Northwesterly along an arc of a compound curve to the left, having a radius of 300.00 feet, through a central angle of 27°12'10", an arc distance of 142.43 feet; thence tangent to the preceeding curve North 0°43'15" East, 300.00 feet to the intersection with the East-West Quarter Section Line of said Section 10 and said centerline of Sylvan Avenue; thence South 89°16'45" East along said East-West Line and said centerline of Sylvan Avenue a distance of 663.93 feet to the Point of Beginning.

WHEREAS, after a public hearing held on May 18, 1987, which was thereafter continued to June 15, 1987, July 20, 1987, and August 3, 1987, in the City Council Chambers, City Hall, 801 - 11th Street, Modesto, California, it was found and determined by the Planning Commission that the rezoning of a

portion of Planned Development Zone, P-D(211), to Planned Development Zone, P-D(428), to allow a neighborhood shopping center, is required by public necessity, convenience and general welfare for the following reasons:

1. The General Plan calls for a neighborhood shopping center at the intersection of Oakdale Road and Sylvan Avenue.

2. The development plan shows a sensitivity toward the shopping public on site as well as to promotion of off-site traffic flow.

and

WHEREAS, by Resolution No. 87-135, the Planning Commission recommended to the City Council that the above-described property be rezoned from a portion of Planned Development Zone, P-D(211), to Planned Development Zone, P-D(428), for a neighborhood shopping center, and

WHEREAS, the Council has introduced Ordinance No.2547-C.S. on the 15 day of September, 1987, reclassifying a portion of Planned Development Zone, P-D(211), to Planned Development Zone, P-D(428),

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. DEVELOPMENT PLAN. The development plan for Planned Development Zone, P-D(428), is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan titled "Site Plan for Naraghi Lakes Shopping Center" as amended in red, stamped approved by the City Council on September 1, 1987.

2. Prior to the issuance of a building permit, a landscaping and irrigation plan shall be approved by the Director of Parks and Recreation. Screen landscaping shall be installed along the south and west property lines. Landscaping and the irrigation system shall be installed and maintained in accordance with the approved plan.

3. Fences or walls shall be constructed prior to occupancy and shall be as follows:

   Eight-foot decorative masonry wall or six-foot wall on a two-foot berm yielding a net eight feet above sidewalk and paved grade along the south property line and along a 20-foot setback line along Hashem Drive.

4. All landscaping, fences, and walls shall be maintained and the premises shall be kept free of weeds, trash, and other debris.

5. Prior to issuance of a building permit the developer shall dedicate public utility easements as required by the utility companies and the Director of Engineering Services.

6. Drainage shall be provided as required by the Director of Engineering Services.

7. All outdoor lighting shall be shielded from adjacent residential properties as required by the Director of Engineering Services.

8. Trash bins shall be kept in enclosures in accordance with the approved plan, and shall be constructed of building materials consistent with those used in the major buildings as approved by the Director of Planning and Community Development.

9. Any business may be open to the public only between the hours of 7 a.m. and 10 p.m. seven days a week, unless a use permit for each business seeking additional hours is obtained from the Board of Zoning Adjustment.

10. No operations conducted on the premises shall cause an unreasonable amount of noise, odor, dust, mud, smoke, vibration, or electrical interference detectable off the premises. All machinery or equipment shall be soundproofed as required by the Director of Engineering Services.

11. The loading dock area on the north and west side of the shopping center may not be used for outside storage of any type of material.

12. Any activity in the loading dock area, including the parking of trucks, may be conducted only between the hours of 7 a.m. and 10 p.m.

13. The supermarket shall be the first use to open for business in the shopping center.

14. Two freestanding shopping center identification signs shall be permitted, one each on the Sylvan Avenue and Oakdale Road frontages. These signs shall not exceed 72 sq. ft. in area and 20 feet in height. All other signs in the shopping center shall comply with the sign requirements of the C-3 Zone.

15. No signs shall be permitted above eight feet in height on the west walls of the buildings backing to Hashem Drive or the south wall of the supermarket.

16. Prior to the issuance of a building permit for any structure, a final parcel map shall be recorded.

17. All curbcuts serving two-way driveways shall be curbed approaches and shall be in widths as shown on the approved plans.

18. Prior to issuance of a building permit, the developer shall show on the plans submitted to Building Inspection all fire hydrants as required by the Fire Chief. All hydrants required by the Fire Chief shall be installed and operable prior to construction of any structures.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned Development Zone, P-D(428):

That the entire construction program be accomplished in two phases as follows:

Phase I - To include the supermarket, construction to begin on or before August 3, 1990 and completion to begin not later than August 3, 1991.

Phase II - To be the balance of the site, construction to begin on or before August 3, 1991 and completion to begin not later than August 3, 1992.

SECTION 3. CHANGES IN DEVELOPMENT PLAN. Any changes in the above-mentioned development plan shall be made in accordance with the provisions of Section 10-2.1709 of the Modesto Municipal Code.

SECTION 4. COMPLIANCE WITH CODE PROVISIONS, ETC. In all other respects, said planned development shall be accomplished in accordance with and in strict adherence to the provisions of Article 17 of Title X of the Modesto Municipal Code relating to Planned Development Zones and other applicable City laws, rules, regulations and procedures.

SECTION 5. EFFECTIVE DATE. This resolution shall not become effective unless and until Ordinance No. 2547-C.S. becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15 day of September, 1987, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, City Attorney

APPROVED AS TO DESCRIPTION:

By
Department of Planning and Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1055

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION MAP 10-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO TO [illegible] A [illegible] OF P-D(211) TO P-D(428).

WHEREAS, on September 15, 1987 the City Council [illegible]d Ordinance No. 2547 [illegible]-C.S. giving approval to a project relating to an amendment to Section Map 10-3-9 of the Zoning Map of the City of Modesto to reclassify from a portion of Planned Development Zone, P-D(211), to Planned Development Zone, P-D(428), property located on the southwest corner of Oakdale Road and Sylvan Avenue, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to an amendment to Section Map 10-3-9 of the Zoning Map of the City of Modesto to reclassify from a portion of Planned Development Zone, P-D(211), to Planned Development Zone, P-D(428), property located on the southwest corner of Oakdale Road and Sylvan Avenue.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15 day of September, 1987, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Whiteside
Acting Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1056

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING WANG COMPUTER EQUIPMENT

BE IT HEREBY RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. The plans and specifications for the purchase of Wang computer equipment

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on October 6, 1987, at 3:00 p.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of September, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Muratore, Patterson, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1057

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING BUILDING PERMIT COMPUTER EQUIPMENT

BE IT HEREBY RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. The plans and specifications for furnishing building permit computer equipment

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on October 13, 1987, at 3:00 p.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of September, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Muratore, Patterson, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1058

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR PROPOSALS TO DEVELOP AND OPERATE THE DRY CREEK EIGHTEEN HOLE GOLF COURSE AND REQUEST FOR PROPOSALS TO DEVELOP AND OPERATE THE DRY CREEK EIGHTEEN HOLE GOLF COURSE AND MAINTAIN AND OPERATE DRYDEN AND MUNI NINE HOLE GOLF COURSES

BE IT HEREBY RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. The plans and specifications for proposals to develop and operate the Dry Creek eighteen hole golf course and request for proposals to develop and operate the Dry Creek eighteen hole golf course and maintain and operate Drycen and Muni nine hole golf courses copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on December 22, 1987, at 3:00 p.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of September, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Muratore, Patterson, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1059

A RESOLUTION ACCEPTING THE BID OF WESTERN STONE PRODUCTS FOR THE DEVELOPMENT OF BEYER PARK

WHEREAS, Resolution No. 87-599, adopted by the Council of the City of Modesto on July 14, 1987, approved the plans and specifications for the development of Beyer Park and authorized the calling for bids; and

WHEREAS, the bids received for the development of Beyer Park were opened at 11:00 a.m. on August 4, 1987, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of Western Stone Products in the amount of $451,644 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Western Stone Products in the amount of $451,644 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of September, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Muratore, Patterson, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1060

A RESOLUTION ACCEPTING THE BID OF VARIAN COMPANY FOR FURNISHING ONE ATOMIC ABSORPTION SPECTROPHOTOMETER

WHEREAS, Resolution No. 87-554, adopted by the Council of the City of Modesto on July 7, 1987, approved the plans and specifications for the purchase of one atomic absorption spectrophotometer

and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of one atomic absorption spectrophotometer

were opened at 3:00 p.m. on July 28, 1987, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of Varian Company in the amount of $87,968.80

be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Varian Company in the amount of $87,968.80

be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of September, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Muratore, Patterson, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1061

A RESOLUTION ACCEPTING THE ROSEMORE, SHADDOX, LONE PALM WATERLINE EXTENSION AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering , that the Rosemore, Shaddox, Lone Palm waterline extension

has been completed by Bowers Company

in accordance with the contract agreement dated May 19, 1987 .

NOW, THEREFORE, BE IT RESOLVED that the Rosemore, Shaddox, Lone Palm waterline extension

be accepted from said contractor, Bowers Company ;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $26,175 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of September, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Muratore, Patterson, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1062

A RESOLUTION WAIVING FORMAL BID PROCEDURES AND AUTHORIZING THE PURCHASE OF TWO FLOWMETERS FROM MARCH-McBIRNEY COMPANY

WHEREAS, the Utility Services Sewerage Division is requesting the purchase of two portable open-channel flowmeters to be used to measure the flow and to collect data from industrial and residential sewer lines; and

WHEREAS, March-McBirney Company located in Gaithersburg, Maryland, is the only known source for these flowmeters which are compatible with our present three part system, of which these flowmeters are one component.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the purchase of two flowmeters is hereby waived.

BE IT FURTHER RESOLVED that purchase of two flowmeters from March-McBirney Company for the total price of $10,494, is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of September, 1987, by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember Whiteside , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Muratore, Patterson, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1063

A RESOLUTION AMENDING THE ANNUAL BUDGET FOR FY1987-88 TO PROVIDE FINANCING FOR AN EXTENSION OF THE MODESTO COMMUNITY INVOLVED CRIME RESISTANCE PROGRAM.

WHEREAS, on September 16, 1986 the Council of the City of Modesto adopted Resolution No. 86-1117 amending the 1986-87 budget to provide for a grant from the State of California for the Modesto Community Involved Crime Pesistance Program, and

WHEREAS, we have now been given a contract extension from the Office of Criminal Justice Planning authorizing the use of $30,000 for Operating Expenses,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the following changes be made to the Annual Budget of the General Fund of the City of Modesto for FY1987-88.

| | Increase (Decrease) |
|---|---|
| Office Supplies<br>010-190-1941-0301 | $30,000 |
| Contingency Reserve<br>010-800-8000-8003 | ($30,000) |

BE IT FURTHER RESOLVED that the Director of Finance is hereby authorized to implement the provisions of this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of September, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Whiteside, Vice Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Muratore, Patterson, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1064

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND OAK GROVE ESTATES FOR THE INSTALLATION OF STREET IMPROVEMENTS IN CONJUNCTION WITH THE CONSTRUCTION OF BEYERWOOD WEST SUBDIVISION

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Oak Grove Estates for the installation of street improvements in conjunction with the construction of Beyerwood West Subdivision on the north side of Sylvan Avenue at Palmwood Drive

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of September, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Muratore, Patterson, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1065

A RESOLUTION APPROVING THE FINAL MAP OF THE PRESCOTT FAIRE SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, Artie M. Brooks, dba Brooks & Sons Constructions, a Sole Proprietorship is possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 12.467 acres, known as the Prescott Faire Subdivision, and

WHEREAS, a tentative map of said tract was approved by the Planning Commission of the City of Modesto on the 20th day of January, 1987, and

WHEREAS, the Secretary of the Planning Commission of the City of Modesto has certified that the final map of said tract substantially conforms to the approved tentative map, and

WHEREAS, the City Engineer of the City of Modesto has certified that the final map of said Prescott Faire Subdivision meets all of the provisions of the California Subdivision Map Act and the provisions of the Modesto Municipal Code relating to subdivisions, and that the map is technically correct,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said final map be approved; that the streets, alleys and easements as shown thereon within the boundaries of said tract be accepted on behalf of the public for public use; and that the City Clerk be authorized to certify the map of said tract on behalf of the City of Modesto after the fees and deposits required by the Modesto Municipal Code in amounts determined by the City Engineer have been paid, and subdividers have furnished securities, as set forth in Section 4-4.605 of the Modesto Municipal Code, which shall secure the

obligations set forth in Section 66499.3 of the Government Code of the State of California. Said securities shall be in forms acceptable to the City Attorney and in the amounts required by the Agreement hereinafter referred to.

BE IT FURTHER RESOLVED that the City Manager and the City Clerk be authorized to execute and attest, respectively, an agreement with subdividers as required by Section 4-4.604(c) of the Modesto Municipal Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15 day of September, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Muratore, Patterson, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

2807CA

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1066

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND** GARY K. AND DOROTHY V. BENGSTON, AND WILLIAM L. AND BARBARA J. HAMPTON FOR SEWER SERVICE TO PROPERTY OUTSIDE CITY LIMITS AT 1009 HOUSER LANE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Gary K. and Dorothy V. Bengston, and William L. and Barbara J. Hampton for sewer service to property outside City limits at 1009 Houser Lane, located on the north side of Houser Avenue between Alcamo Avenue and S. Franklin Street

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of September, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Muratore, Patterson, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1067

A RESOLUTION CHANGING THE NAME OF CHATHAM COURT TO BLANE COURT IN THE CITY OF MODESTO.

WHEREAS, Cape Code Estates No. 6 Subdivision is located on the west side of Boise Avenue and south of Hatch Road in the City of Modesto and Chatham Court is a city street in said subdivision, and

WHEREAS, homes have not yet been constructed on Chatham Court, and

WHEREAS, the Modesto Post Office has requested that Chatham Court be changed because of an existing street in Modesto named Cheatham Court and the similarity of the two street names may cause confusion, and

WHEREAS, Section 3409.1 of the Government Code of the State of California provides that when the existing name of any street should be changed, the legislative body is authorized to change the name of existing streets, and

WHEREAS, it is City policy to avoid similarity of street names to eliminate confusion in dispatching emergency vehicles and mail delivery, and

WHEREAS, the developer of Cape Code Estates No. 6 Subdivision has cooperated and submitted a new name, Blane Court, and

WHEREAS, the Stanislaus County Planning and Community Development Department has approved the street name of Blane Court, and

WHEREAS, the street name change will not result in any cost to the City as staff was able to cancel the order for the street name sign for Chatham Court, and

WHEREAS, said matter was considered by the City Council on September 15, 1987, in the Council Chambers located at 801 11th Street in the City of Modesto, at which time it was found and determined that it is desirable to change the name of Chatham Court to Blane Court in the City of Modesto,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

1. That the name of Chatham Court in Cape Code Estates No. 6 Subdivision be changed to Blane Court.

2. That the Director of Parking and Traffic is directed to order the street name sign for said street.

3. That the City Clerk be directed to record a certified copy of this resolution with the Recorder of Stanislaus County and transmit a copy of this resolution to the Board of Supervisors, the County Clerk, and the County Surveyor of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15 day of September, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Whiteside, Acting Mayor Sutton,

NOES: Councilmembers: None

ABSENT: Councilmembers: Muratore, Patterson, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1068

A RESOLUTION APPROVING AMENDED AGREEMENT BETWEEN THE CITY OF MODESTO AND MODESTO CITY SCHOOLS FOR THE DEVELOPMENT OF MARTONE NEIGHBORHOOD PARK (FORMERLY WOODLAND NEIGHBORHOOD PARK)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the amended agreement between the City of Modesto and Modesto City Schools for the development of Martone Neighborhood Park to allow the City of Modesto rather than the school district to, at its sole cost and expense, install first phase development at Martone Park

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of September, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Muratore, Patterson, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1069

A RESOLUTION GRANTING THE APPEAL OF MID-VALLEY ENGINEERING ON BEHALF OF BRIGHT DEVELOPMENT AND AMENDING SECTION 2 OF THE DEVELOPMENT PLAN OF RESOLUTION NO. 85-907 TO DELETE CONDITION NO. 12 AND EXCLUDING THE M.I.D. RIGHT-OF-WAY FROM P-D(392); AND OVERRULING THE DECISION OF THE PLANNING COMMISSION.

WHEREAS, the City Council, by Ordinance No. 2391-C.S., which was introduced on December 3, 1985, finally adopted on December 17, 1987, and which became effective on January 16, 1986, amended Section 19-3-10 of the Zoning Map to allow a residential development including patio homes, custom homes conforming to the R-1 Zone, passive and active recreational amenities and a lake on property located at the northeast corner of Claus Road and Scenic Drive, and

WHEREAS, the City Council, by Resolution No. 85-907, which was adopted on December 3, 1987, approved a development plan for P-D(392) and contained the conditions of approval thereof, and

WHEREAS, on June 1, 1987, by Resolution No. 87-94, the Planning Commission granted an amendment to P-D(392) re-establishing the development schedule creating three phases and postponing, until development of Phase II, the agreement with the Modesto Irrigation District (M.I.D.) in utilizing the 100-foot right-of-way which bisects the property, and

WHEREAS, a verified application for another amendment to P-D(392) was filed by Bright Development on June 8, 1987, to delete altogether the specific condition relating to utilization of the M.I.D. right-of-way to the extent that the developer would fence off and thus avoid even landscaping and maintaining the right-of-way, and

WHEREAS, after a public hearing held on July 6, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, it was found and determined by the Planning Commission, by Resolution No. 87-121, that an amendment to P-D(392) is not required by public necessity, convenience and general welfare for the reasons set forth in Planning Commission Resolution No. 87-121, and

WHEREAS, by letter dated July 13, 1987, an appeal to the decision of the Planning Commission was filed with the Office of the City Clerk by Mid-Valley Engineering on behalf of Bright Development, relating to Condition No. 12 of the Development Plan in Planning Commission Resolution No. 87-121, which appeal requested that the M.I.D. right-of-way be deleted from the Copper Creek development, and

WHEREAS, by subsequent letters dated August 5, 1987, and August 31, 1987, the applicant requested continuances of the hearing, and

WHEREAS, said matter was set for public hearing before the Council of the City of Modesto in the Council Chambers, City Hall, 801 11th Street, Modesto, California, on August 11, 1987, and then continued to September 1, 1987, and September 22, 1987, at 7:30 p.m., at which time evidence, both oral and documentary, was taken and introduced, and

WHEREAS, after hearing evidence, both oral and documentary, the Council found and determined that said appeal to the denial of the request to delete altogether the specific condition relating to utilization of the M.I.D. right-of-way to the extent that the developer would fence off and thus avoid even landscaping and maintaining the right-of-way should be granted, and the

decision of the Planning Commission should be overruled for the following reasons:

1. Although the developer will avoid landscaping and use of the entire M.I.D. right-of-way, there will be landscaping on each side of the roadways at the right-of-way crossing.

2. There has been some progress made in negotiations between the developer and the M.I.D. and while increased use of the M.I.D. right-of-way is desirable, the landscaped corridors at a minimum are acceptable.

and

WHEREAS, the City Council at said Council meeting reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the proposed amendment to P-D(392),

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. APPEAL GRANTED. That Section 2 of Modesto City Council Resolution No. 85-907 entitled "A Resolution Granting the Appeal of Mid-Valley Engineering, on Behalf of Jim Price, to the Decision of the Planning Commission Relating to an Amendment to Section 19-3-10 of the Zoning Map to Rezone from Low Density Residential Zone, R-1, and Planned Development Zone, P-D(256), to a New Planned Development Zone, P-D(392), Property Located on the East Side of Claus Road North of Dry Creek (Copper Creek Subdivision)." is hereby amended to read as follows:

"SECTION 2. DEVELOPMENT PLAN. The development plan for Planned Development Zone, P-D(392), is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan and floor plans titled "Copper Creek" as amended in red, stamped approved by the City Council on December 3, 1985.

2. Prior to the issuance of a building permit, a landscaping and irrigation plan shall be approved by the Director of Parks and Recreation.

3. Fencing shall be constructed prior to occupancy and shall be as follows:

   a. Eight-foot masonry wall around RV storage area and west side of the tennis courts.

   b. Seven-foot solid wall along Claus Road and seven-foot solid wall or fence between private patios and along the north property line.

   c. Chainlink fencing between top of bluff and Dry Creek at southwest and northeast ends of the development subject to State Board of Reclamation approval of fencing within the flood plain.

   d. Wrought iron or other decorative "see through" fences behind the "Cliff Lots."

4. All landscaping, fences, and walls shall be maintained and the premises shall be kept free of weeds, trash, and other debris.

5. The developer shall dedicate and improve sufficient right-of-way as required by the Director of Engineering Services to complete Claus Road to a major street standard prior to occupancy or upon demand by the City, whichever occurs first.

6. Prior to issuance of a building permit, street improvement plans shall be approved by the Director of Engineering Services.

7. All private streets and parking areas shall be constructed in accordance with the standard structural section for residential streets as contained in the City of Modesto Standard Specifications.

8. Prior to issuance of a building permit, the developer shall dedicate public utility easements including blanket easements over common areas as required by the utility companies and the Director of Engineering Services.

9. Irrigation lines shall be removed or relocated as required by the Modesto Irrigation District and the Director of Engineering Services. Easements for irrigation lines to remain shall be dedicated.

10. Drainage shall be provided as required by the Director of Engineering Services.

11. All utilities shall be underground and cable television service shall be stubbed into all units.

12. All signs shall comply with the sign requirements of the R-1 Zone.

13. Prior to the issuance of a building permit for any structure, a subdivision map shall be recorded.

14. Prior to issuance of a building permit, a permanent easement for the existing storm drain outfall line and structure shall be dedicated to the City of Modesto as required by the Director of Engineering.

15. Prior to issuance of a building permit, the developer shall show on the plans submitted to Building Inspection all fire hydrants as required by the Fire Chief. All hydrants required by the Fire Chief shall be installed and operable prior to construction of any structures.

16. That provisions for water and sanitary sewer services to individual units shall be made in a manner to be approved by the Director of Engineering. Maintenance of all private sanitary sewers extending from within the Claus Road right-of-way into the private development shall be by the homeowners association.

17. That the developer shall participate in sharing the cost of a traffic signal in an amount to be determined at a later date, which funds shall be paid upon demand by the City."

SECTION 2. OTHER PROVISIONS OF MODESTO CITY COUNCIL RESOLUTION NO. 85-907. All other provisions of Modesto City Council Resolution No. 85-907 not in conflict with this resolution shall remain in full force and effect.

SECTION 3. NOTICE OF DETERMINATION. The Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the proposed amendment to P-D(392).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside
Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1070

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR PLANNED DEVELOPMENT ZONE, P-D(432). (ROSS BRILES)

WHEREAS, a verified application for an amendment to Section 14-3-9 of the Zoning Map was filed by Ross Briles on May 15, 1987, to reclassify from Low Density Residential Zone, R-1, to Planned Development Zone, P-D, to allow a small commercial shopping center, property located on the southeast corner of Oakdale Road and Floyd Avenue, described as follows:

> All that certain real property situate in a portion of the southwest quarter of the northwest quarter of Section 14, Township 3, South, Range 9 East, Mount Diablo Base and Meridian, in the City of Modesto, County of Stanislaus, State of California, described as follows:
>
> PARCEL 1 as shown and designated on that certain Parcel Map filed in the office of the County Recorder, Stanislaus County, California, on February 17, 1970 in Volume 8 of Parcel Maps at page 36, being a portion of Lot 9 of the Oregon Colony according to the Official Map thereof, filed February 9, 1910 in Volume 4 of Maps at page 48.
>
> Including the East 50.00 feet of Oakdale Road and the South 30.00 feet of Floyd Avenue and all immediately adjacent to the above described property.

and

WHEREAS, after a public hearing held on August 31, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, it was found and determined by the Planning Commission, by its Resolution No. 87-148, that rezoning of the property as requested is required by public necessity, convenience and general welfare for the following reasons:

1. That this project is consistent with the General Plan as this site is designated for commercial use.

2. That this project complies with applicable development standards.

and

WHEREAS, after a public hearing held on September 22, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of Ross Briles for a Planned Development Zone should be granted as consonant with public necessity, convenience and general welfare for the reasons set forth in Planning Commission Resolution No. 87-148 and quoted above, and

WHEREAS, the Council has introduced Ordinance No. 2549 -C.S. on the 22nd day of September, 1987, reclassifying the above-described property from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(432).

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. DEVELOPMENT PLAN. The development plan for Planned Development Zone, P-D(432), is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan entitled "Briles Shopping Center" as amended in red, stamped approved by the Planning Commission on August 31, 1987. One driveway is permitted on Oakdale Road and a second driveway is permitted on Floyd Avenue.

2. Prior to the issuance of a building permit, a landscaping and irrigation plan shall be approved by the Director of Parks and Recreation. Landscaping and the irrigation system shall be installed and maintained in accordance with the approved plan.

3. Prior to the issuance of a building permit, a landscaping and irrigation plan shall be approved by the Director of Parks and Recreation. Screen landscaping shall be installed along that

portion of the south property line that abuts residential property. Landscaping and the irrigation system shall be installed and maintained in accordance with the approved plan.

4. Fences or walls shall be constructed prior to occupancy and shall be as follows:

   Eight-foot decorative masonry wall along the portion of the south property line that abuts residential property.

5. All landscaping, fences, and walls shall be maintained and the premises shall be kept free of weeds, trash, and other debris.

6. The developer shall dedicate street right-of-way required by the Director of Engineering Services to complete Floyd Avenue and Oakdale Road to major street standards. Said dedication shall be made prior to the issuance of a building permit or at any time requested by the Director of Engineering Services to alleviate a health, safety, or traffic problem in the area.

7. The Floyd Avenue and Oakdale Road frontages shall be improved to major street standards prior to the occupancy of any structures or when requested by the Director of Engineering Services to alleviate a health, safety, or traffic problem in the area.

8. Prior to issuance of a building permit, improvement plans for required improvements shall be prepared by a registered civil engineer and approved by the Director of Engineering Services. Improvements shall be constructed in accordance with the approved plans.

9. Prior to issuance of a building permit the developer shall dedicate public utility easements as required by the utility companies and the Director of Engineering Services.

10. Irrigation lines shall be removed, relocated, or protected as required by the Modesto Irrigation District and the Director of Engineering Services. Easements for irrigation lines to remain shall be dedicated.

11. Orchard Drainage Area Storm Drain Fees shall be paid.

12. That water and sanitary sewer service to the individual units shall be as approved by the Director of Engineering Services.

13. All outdoor lighting shall be shielded from adjacent residential properties as required by the Director of Engineering Services.

14. Trash bins shall be kept in enclosures in accordance with the approved plan, and shall be constructed of building materials consistent with those used in the major buildings as approved by the Director of Planning and Community Development.

15. All utilities shall be underground and cable television service shall be stubbed into all units.

16. The developer shall, in a manner approved by the City Attorney, provide an access easement agreement between this property and the property to the east prior to occupancy.

17. All signs shall comply with the sign requirements of the C-3 Zone.

18. Prior to issuance of a building permit, the developer shall pay the City of Modesto the cost of planting street trees along the Floyd Avenue and Oakdale Road frontages. The number shall be as determined by the Director of Engineering Services.

19. Prior to issuance of a building permit, the developer shall show on the plans submitted to Building Inspection all fire hydrants as required by the Fire Chief. All hydrants required by the Fire Chief shall be installed and operable prior to construction of any structures.

20. All vehicle accessways shall be considered fire lanes and shall be maintained at a minimum 20-foot clear and unobstructed drive width at all times unless otherwise authorized by the Fire Marshal.

21. All vehicle accessways shall be of a smooth hard surface capable of supporting the weight of a 30-ton vehicle.

22. The developer shall pay Capital Facilities Fees as established by City Council Ordinances No. 2520 and 2521-C.S.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned Development Zone, P-D(432):

The entire construction program be accomplished in one phase, construction to begin on or before August 31, 1989, and completion to be not later than August 31, 1990.

SECTION 3. CHANGES IN DEVELOPMENT PLAN. Any changes in the above-approved development plan shall be made in accordance with the provisions of Section 10-2.1709 of the Modesto Municipal Code.

SECTION 4. COMPLIANCE WITH CODE PROVISIONS, ETC. In all other respects said planned development shall be accomplished in accordance with and in strict adherence to the provisions of Article 17 of Title X of the Modesto Municipal Code relating to Planned Development Zones and other applicable City laws, rules, regulations and procedures.

SECTION 5. EFFECTIVE DATE. This resolution shall not become effective unless and until the ordinance reclassifying the above-described property to Planned Development Zone, P-D(432), becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of September, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, City Attorney

APPROVED AS TO DESCRIPTION:

By
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1071

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION MAP 14-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON FROM R-1 TO P-D(432) (ROSS BRILES).

WHEREAS, on September 22, 1987, the City Council introduced Ordinance No. 2549-C.S. giving approval to a project relating to an amendment to Section Map 14-3-9 of the Zoning Map of the City of Modesto to reclassify from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(432), property located on the southeast corner of Oakdale Road and Floyd Avenue, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to an amendment to Section Map 14-3-9 of the Zoning Map of the City of Modesto to reclassify from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(432), property located on the southeast corner of Oakdale Road and Floyd Avenue.



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The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of September, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, City Attorney



98CA

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1072

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR PLANNED DEVELOPMENT ZONE, P-D(433). (BELCO)

WHEREAS, the City Council, by Ordinance No. 2308-C.S. which was introduced on January 15, 1985, finally adopted on February 5, 1985, and which became effective on March 7, 1985, amended Section 11-3-8 of the Zoning Map to reclassify from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(367), property located on the northwest corner of Standiford Avenue and Dale Road, to allow a two-story office and financial building, and

WHEREAS, City Council Resolution No. 85-18 was adopted on February 5, 1985, and approved the development plan containing the conditions of approval and the development schedule specifying construction to be in one phase, and

WHEREAS, a verified application for an amendment to Section 11-3-8 of the Zoning Map was filed by Belco Development Co. c/o Steve Farmer on June 1, 1987, to rezone from Low Density Residential Zone, R-1, and Planned Development Zone, P-D(367), to a new Planned Development Zone, to allow one-story commercial buildings, property located on the northeast side of Sisk Road, and the west side of Dale Road, described as follows:

<u>P-D(367) to P-D</u>

All that portion of Lot 8 of the McKinney Colony as per map filed November 21, 1903, in Volume 1 of Maps, Page 57, Stanislaus County Records, described as follows:

Commencing at the Northeasterly corner of said Lot 8, said point lying on the Easterly line of Section 11, Township 3 South, Range 8

East, Mount Diablo Base and Meridian; thence South 89°15'15" West along the Northerly line of said Lot 8, a distance of 52 feet to the Westerly line of Dale Road and the point of beginning; thence South 0°19'18" East along said Westerly line of Dale Road, a distance of 111.37 feet; thence South 18°35'19" West a distance of 49.07 feet; thence South 68°01'40" West a distance of 156.62 feet; thence North 74°35'48" West a distance of 121.52 feet to the beginning of a curve concave to the Southwest having a radius of 1130 feet; thence Northwesterly 52.94 feet along said curve through a central angle of 2°41'04"; thence North 53°12'59" East, a distance of 248.32 feet to the Northerly line of said Lot 8; thence North 89°15'15" East, along said Lot line, a distance of 119.17 feet to the point of beginning.

Including also the Westerly 52 feet of Dale Road, Northerly one-half of Standiford Avenue, and all of that portion of 80-foot wide Sisk Road and all immediately adjacent to the above-described property.

R-1 to P-D

A portion of that certain parcel of land as conveyed to the State of California by deed recorded November 22, 1954, as Instrument No. 30669 in Volume 1252 of Official Records, at Page 419, Stanislaus County Records, said portion described as follows:

Beginning at a point on the Northerly line of said parcel, said point bearing South 89°25'42" West, 149.40 feet from the most Easterly terminus of Course (7) as described in said deed; thence (1) South 53°12'59" West, 244.30 feet; thence (2) from a tangent bearing North 51°26'31" West along a curve concave to the Southwest having a radius of 1,130 feet, through an angle of 13°44'38" an arc distance of 271.06 feet to said Northerly line; thence (3) along last said line North 89°25'42" East, 425.78 feet to the point of beginning.

Including also all of that portion of 80-foot wide Sisk Road immediately adjacent to the above-described property.

and

WHEREAS, after a public hearing held on August 31, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, it was found and determined by the Planning Commission, by its Resolution No. 87-155, that rezoning of the property is required by public necessity, convenience and general welfare for the following reasons:

1. The proposed commercial buildings are compatible with the developments in the adjoining Vintage Faire regional shopping center.

2. With the prohibition of direct vehicular access to all three adjoining major streets, Dale Road, Standiford Avenue, and Sisk Road, the proposed development will not create vehicular or pedestrian traffic hazards, and will not impede traffic flow.

and

WHEREAS, after a public hearing held on September 22, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of Belco Development Co. c/o Steve Farmer for a Planned Development Zone should be granted as consonant with public necessity, convenience and general welfare for the reasons set forth in Planning Commission Resolution No. 87-155 and quoted above, and

WHEREAS, the Council has introduced Ordinance No. 2550-C.S. on the 22nd day of September, 1987, reclassifying the above-described property from Low Density Residential Zone, R-1, and Planned Development Zone, P-D(367), to Planned Development Zone, P-D(433).

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. DEVELOPMENT PLAN. The development plan for Planned Development Zone, P-D(433), is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan titled "One-Story Commercial Buildings - Belco Development" as amended in red, stamped approved by the City Council on September 22, 1987.

2. Prior to the issuance of a building permit, a landscaping and irrigation plan shall be approved by the Director of Parks and Recreation. Landscaping and the irrigation system shall be installed and maintained in accordance with the approved plan.

3. All landscaping, fences, and walls shall be maintained and the premises shall be kept free of weeds, trash, and other debris.

4. Prior to issuance of a building permit, improvement plans for required improvements shall be prepared by a registered civil engineer and approved by the Director of Engineering Services. Improvements shall be constructed in accordance with the approved plans.

5. Prior to issuance of a building permit the developer shall dedicate ten-foot wide public utility easements along the Dale Road, Sisk Road, and Standiford Avenue frontages of the property as required by the utility companies and the Director of Engineering Services.

6. That existing irrigation pipelines shall be removed, protected, or relocated as required by the Modesto Irrigation District and the Director of Engineering. The existing M.I.D. Canal shall be abandoned and piped as required by the Modesto Irrigation District and the Director of Engineering.

7. Drainage shall be provided as required by the Director of Engineering Services. On-site drainage shall be stored and disposed of on-site.

8. Trash bins shall be kept in enclosures in accordance with the approved plan, and shall be constructed of building materials consistent with those used in the major buildings as approved by the Director of Planning and Community Development.

9. The developer shall, in a manner approved by the City Attorney, provide vehicular accessways for on-site traffic circulation for the benefit of the property to the north, substantially as shown in red on the plot plan.

10. The vehicular and pedestrian access shall be as shown on the approved plan. The single access onto Sisk Road shall be designed to permit right turn-in and right turn-out only, which driveway design shall be subject to approval by the Director of Parking and Traffic and the City Engineer.

11. No operations conducted on the premises shall cause an unreasonable amount of noise, odor, dust, mud, smoke, vibration, or electrical interference detectable off the premises. All machinery or equipment shall be soundproofed as required by the Director of Engineering Services.

12. All signs shall comply with the sign requirements of the C-3 Zone.

13. Prior to issuance of a building permit, the developer shall pay the City of Modesto the cost of planting street trees along the Dale Road, Sisk Road, and Standiford Avenue frontages. The number shall be as determined by the Director of Engineering Services.

14. Prior to issuance of a building permit, the developer shall show on the plans submitted to Building Inspection all fire hydrants as required by the Fire Chief. All hydrants required by the Fire Chief shall be installed and operable prior to construction of any structures.

15. The applicant shall record a "Notice of Conditions" in the Stanislaus County Recorder's Office on a form available in the Planning and Community Development Department.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned Development Zone, P-D(433):

The entire construction program be accomplished in one phase, construction to begin on or before August 31, 1989, and completion to be not later than August 31, 1990.

SECTION 3. CHANGES IN DEVELOPMENT PLAN. Any changes in the above-approved development plan shall be made in accordance with the provisions of Section 10-2.1709 of the Modesto Municipal Code.

SECTION 4. COMPLIANCE WITH CODE PROVISIONS, ETC. In all other respects said planned development shall be accomplished in accordance with and in strict adherence to the provisions of Article 17 of Title X of the Modesto Municipal Code relating to Planned Development Zones and other applicable City laws, rules, regulations and procedures.

SECTION 5. EFFECTIVE DATE. This resolution shall not become effective unless and until the ordinance reclassifying the above-described property to Planned Development Zone, P-D(433), becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of September, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Patterson, Whiteside, Mayor Mensinger

NOES: Councilmembers: McGrath

ABSENT: Councilmembers: Sutton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By [signature]
STAN T. YAMAMOTO, City Attorney

APPROVED AS TO DESCRIPTION:

By [signature]
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1073

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION MAP 11-3-8 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON FROM R-1 AND P-D(367) TO P-D(433) (BELCO)

WHEREAS, on September 22, 1987, the City Council introduced Ordinance No. 2550-C.S. giving approval to a project relating to an amendment to Section Map 11-3-8 of the Zoning Map of the City of Modesto to reclassify from Low Density Residential Zone, R-1, and Planned Development Zone, P-D(367), to Planned Development Zone, P-D(433), property located on the northeast side of Sisk Road, and the west side of Dale Road, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to an amendment to Section Map 11-3-8 of the Zoning Map of the City of Modesto to reclassify from Low Density Residential Zone, R-1, and Planned Development Zone, P-D(367), to Planned Development Zone, P-D(433), property located on the northeast side of Sisk Road, and the west side of Dale Road.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of September, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Patterson, Whiteside, Mayor Mensinger

NOES: Councilmembers: McGrath

ABSENT: Councilmembers: Sutton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, City Attorney



98CA

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1074

A RESOLUTION DENYING THE APPEAL OF JOHN B. HINCHEY FILED ON BEHALF OF GRACEADA MANSION PARTNERSHIP TO THE DECISION OF THE PLANNING COMMISSION DENYING A REZONING FROM R-3 TO P-O, AND AFFIRMING THE DECISION OF THE PLANNING COMMISSION.

WHEREAS, Graceada Mansion Partnership applied for rezoning from Medium High Density Residential Zone, R-3, to Professional Office Zone, P-O, property located on the northwest corner of Needham Street and Park Avenue, and

WHEREAS, after a public hearing held on August 17, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, it was found and determined by the Planning Commission, by its Resolution No. 87-145, that rezoning of the property as requested is not required by public necessity, convenience and general welfare for the following reasons:

1. The existing residential zoning pattern is longstanding and the proposed rezoning is inconsistent with the established zoning pattern.

2. The proposed rezoning represents an intrusion of non-residential use into an established residential area.

3. The proposed rezoning to P-O for business/professional offices will contribute to pressure for further northward intrusion of such use into the residential area and raises on-street parking and traffic congestion concern.

and

WHEREAS, an appeal to the decision of the Planning Commission denying said rezoning from Medium High Density Residential Zone, R-3, to Professional Office Zone, P-O, was filed with the City Clerk by John B. Hinchey on behalf of Graceada Mansion Partnership by letter dated August 21, 1987, and

WHEREAS, said appeal was set for public hearing before the Council of the City of Modesto at its regular meeting place located in the Council Chambers in the City Hall, 801 11th Street, Modesto, California, at 7:30 p.m. on September 22, 1987, and

WHEREAS, after hearing evidence both oral and documentary, the Council found and determined that the appeal of John B. Hinchey filed on behalf of Graceada Mansion Partnership to the decision of the Planning Commission denying said rezoning from Medium High Density Residential Zone, R-3, to Professional Office Zone, P-O, should be denied for the following reasons and the decision of the Planning Commission should be affirmed:

1. The proposed rezoning represents an intrusion of non-residential use into an established residential area.

2. Off-street parking is a concern and any parking shortage and the resulting spillover of on-street parking could affect the interior neighborhood.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the appeal filed by John B. Hinchey on behalf of Graceada Mansion Partnership to the decision of the Planning Commission denying said rezoning from Medium High Density Residential Zone, R-3, to Professional Office Zone, P-O, property located on the northwest corner of Needham Street and Park Avenue, is denied for the reasons set forth above, and the decision of the Planning Commission denying the appeal is hereby affirmed.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of September, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
MICHAEL D. MILICH, Acting City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1075

A RESOLUTION ACCEPTING THE BID OF CANONIE ENVIRONMENTAL LABORATORY SERVICES CORPORATION FOR TESTING OF SOIL SAMPLES AT THE TRANSPORTATION CENTER SITE

WHEREAS, Resolution No. 87-607, adopted by the Council of the City of Modesto on July 14, 1987, approved the plans and specifications for the testing of soil samples at the Transportation Center site for soil contamination and authorized the calling for bids; and

WHEREAS, the bids received for the testing of soil samples at the Transportation Center site for soil contamination were opened at 3:00 p.m. on August 4, 1987, and later tabulated by the Director of Parking and/Traffic for the consideration of the Council; and

WHEREAS, the Director of Parking and/Traffic has recommended that the bid of Canonie Environmental Laboratory Services Corporation in the/maximum amount of $11,628 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Canonie Environmental Laboratory Services Corp. in the/maximum amount of $11,628 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 September, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1076

A RESOLUTION ACCEPTING THE BID OF ORANGE COUNTY NURSERY FOR FURNISHING STREET TREES

WHEREAS, Resolution No. 87-916, adopted by the Council of the City of Modesto on August 25, 1987, approved the plans and specifications for the purchase of street trees

and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of street trees

were opened at 3:00 p.m. on September 15, 1987, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of Orange County Nursery for the total price of $17,723.20

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Orange County Nursery for the total price of $17,723.20

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 September, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1077

A RESOLUTION ACCEPTING THE BID OF CONCO-WEST, INC. FOR THE RELOCATION OF FUEL VAULTS AT THE WATER QUALITY CONTROL PLANT REMOTE POND SITE

WHEREAS, Resolution No. 87-917, adopted by the Council of the City of Modesto on August 25, 1987, approved the plans and specifications for the relocation of fuel vaults at the Water Quality Control Plant remote pond site and authorized the calling for bids; and

WHEREAS, the bids received for the relocation of fuel vaults at the Water Quality Control Plant remote pond site were opened at 11:05 a.m. on September 15, 1987 and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of Conco-West, Inc. in the amount of $11,400 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Conco-West, Inc. in the amount of $11,400 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 September, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Sutton |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1078

A RESOLUTION ACCEPTING THE BID OF WESTERN STONE PRODUCTS, INC. FOR THE CONSTRUCTION OF COMMERCIAL ALLEY PAVING - PROJECT NO. 5

WHEREAS, Resolution No. 87-706, adopted by the Council of the City of Modesto on August 18, 1987, approved the plans and specifications for the construction of commercial alley paving - Project No. 5 and authorized the calling for bids; and

WHEREAS, the bids received for the construction of commercial alley paving - Project No. 5 were opened at 11:00 a.m. on September 15, 1987, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of Western Stone Products, Inc. in the amount of $32,580 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Western Stone Products, Inc. in the amount of $32,580 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 September, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Mayr Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1079

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING FIXED-FILM REACTOR EQUIPMENT

BE IT HEREBY RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. The plans and specifications for the purchase of fixed film reactor equipment

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on October 27, 1987 at 3:00 p.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of September, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL**
**RESOLUTION NO.** 87-1080

**A RESOLUTION APPROVING APPROPRIATION TRANSFER** OF $163,000 FROM CONTINGENCY RESERVE TO FINANCE LEFT-TURN SIGNALS AT MCHENRY/RUMBLE AND NEW SIGNALS AT OAKDALE/ FLOYD

**BE IT RESOLVED by the Council of the City of Modesto that the following appropriation transfer(s) are approved:**

| | | |
|---|---|---|
| FROM: | Special Gas Tax Fund Contingency Reserve (070 800 8000 8003) | $163,000 |
| TO: | Traffic Signal at Oakdale and Floyd (070 160 P736 6000) | $120,000 |
| | Traffic signal modification, McHenry/Rumble | $ 43,000 |

The traffic signal at Oakdale and Floyd is needed as a result of construction in the area of this intersection, including a supermarket opening on the northwest corner.

The traffic signal modification at McHenry and Rumble is needed to help eliminate a growing left-turn congestion problem at this intersection.

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 22nd **day of** September**, 19**87**, by Councilmember** Lang**, who moved its adoption, which motion being duly seconded by Councilmember** Patterson**, was upon roll call carried and the resolution adopted by the following vote:**

| | | |
|---|---|---|
| **AYES:** | **Councilmembers:** | Lang, McGrath, Muratore, Patterson, Whiteside, Mayor Mensinger |
| **NOES:** | **Councilmembers:** | None |
| **ABSENT:** | **Councilmembers:** | Sutton |

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1081

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND CENTRAL CALIFORNIA ART LEAGUE, INC. FOR LEASE OF ROOMS AT THE MCHENRY MUSEUM

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and the Central California Art League, Inc. for lease of Rooms AL1, AL2, AL3 and AL4 at the McHenry Museum beginning August 14, 1987

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of September, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1082

A RESOLUTION AUTHORIZING THE APPLICATION FOR $750,000 UNDER THE STATE OFFICE OF CRIMINAL JUSTICE PLANNING'S ANTI-DRUG ABUSE PROGRAM TO ESTABLISH THE STANISLAUS DRUG TASK FORCE.

WHEREAS, the City of Modesto desires to undertake a certain project designated as the Stanislaus Drug Task Force to be funded in part from funds made available through the Anti-Drug Abuse Act of 1986 for the Anti-Drug Abuse Program administered by the Office of Criminal Justice Planning (hereafter referred to as "OCJP").

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the City Manager or his authorized designee is authorized, on the City's behalf to submit the attached proposal for anti-drug abuse purposes to OCJP and is authorized to execute on behalf of the City of Modesto the attached Grant Award for anti-drug abuse purposes including any extensions or amendments thereof.

BE IT FURTHER RESOLVED that the applicant agrees to provide all matching funds required for said project (including any amendment thereof) under the Anti-Drug Abuse Program and the rules and regulations of OCJP and that cash will be appropriated as required thereby.

BE IT FURTHER RESOLVED that any liability arising out of the performance of this Grant Award Agreement, including civil court actions for damages, shall be the responsibility of the grantee and the authorizing agency. The State of California and OCJP disclaim responsibility for any such liability.

BE IT FURTHER RESOLVED that grant funds received hereunder shall not be used to supplant expenditures controlled by this body.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of September, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1083

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND M.E. GROVER TO HARVEST OLIVES FROM CITY-OWNED TREES LOCATED ON MELLIS PARK

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and M.E. Grover to harvest olives from City-owned trees located on Mellis Park

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of September, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1084

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND ASSEMBLIES OF GOD, NORTHERN CALIFORNIA AND NEVADA DISTRICT COUNCIL, INC. FOR WATER SERVICE TO PROPERTY OUTSIDE CITY LIMITS AT 1105 CARPENTER ROAD

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Assemblies of God, Northern California and Nevada District Council, Inc. for water service to property outside City limits at 1105 Carpenter Road, located on the west side of Carpenter Road between Houser Lane and Chicago Avenue

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of September, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1085

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND** SAM AN CHRUN & KIN KONG AND SAM OEUN CHRUN & KEM THY FOR SEWER SERVICE TO PROPERTY OUTSIDE CITY LIMITS AT 929 PARADISE ROAD

**BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and** Sam An Chrun and Kin Kong and Sam Oeun Chrun and Kem Thy for sewer service to property outside City limits at 929 Paradise Road, located on the west side of Paradise Road between Mayette Avenue and Harris Avenue

**be, and it is hereby approved.**

**BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.**

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 22nd **day of** September, **19**87, **by Councilmember** Lang, **who moved its adoption, which motion being duly seconded by Councilmember** Patterson, **was upon roll call carried and the resolution adopted by the following vote:**

**AYES: Councilmembers:** Lang, McGrath, Muratore, Patterson, Whiteside, Mayor Mensinger

**NOES: Councilmembers:** None

**ABSENT: Councilmembers:** Sutton

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1086

A RESOLUTION APPROVING THE FINAL MAP OF THE REGENCY PARK NO. 4 SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, Joseph D. Trombetta, a married man as his sole and separate property; Marvin G. Dole, a married man as his sole and separate property; and Beuzedom Beheer, B.V., a Netherlands Corporation are possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 7.46 acres, known as the Regency Park No. 4 Subdivision, and

WHEREAS, a tentative map of said tract was approved by the Planning Commission of the City of Modesto on the 18th day of May, 1987, and

WHEREAS, the Secretary of the Planning Commission of the City of Modesto has certified that the final map of said tract substantially conforms to the approved tentative map, and

WHEREAS, the City Engineer of the City of Modesto has certified that the final map of said Regency Park No. 4 Subdivision meets all of the provisions of the California Subdivision Map Act and the provisions of the Modesto Municipal Code relating to subdivisions, and that the map is technically correct,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said final map be approved; that the streets, alleys and easements as shown thereon within the boundaries of said tract be accepted on behalf of the public for public use; and that the City Clerk be authorized to certify the map of said tract on behalf of the City of Modesto after the fees and deposits required by the Modesto Municipal Code in amounts determined by the City Engineer have been paid, and subdividers have furnished securities, as set

forth in Section 4-4.605 of the Modesto Municipal Code, which shall secure the obligations set forth in Section 66499.3 of the Government Code of the State of California. Said securities shall be in forms acceptable to the City Attorney and in the amounts required by the Agreement hereinafter referred to.

BE IT FURTHER RESOLVED that the City Manager and the City Clerk be authorized to execute and attest, respectively, an agreement with subdividers as required by Section 4-4.604(c) of the Modesto Municipal Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of September, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, City Attorney

2807CA

MODESTO CITY COUNCIL
RESOLUTION NO. 97-1087

A RESOLUTION APPROVING THE FINAL MAP OF THE SUNDANCE UNIT NO. 1 SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, James W. Thayer, Inc., a California Corporation doing business as Oakwood Builders; and Zagaris Management Services, Inc., a California Corporation are possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 5.108 acres, known as the Sundance Unit No. 1 Subdivision, and

WHEREAS, a tentative map of said tract was approved by the Planning Commission of the City of Modesto on the 2nd day of March, 1987, and

WHEREAS, the Secretary of the Planning Commission of the City of Modesto has certified that the final map of said tract substantially conforms to the approved tentative map, and

WHEREAS, the City Engineer of the City of Modesto has certified that the final map of said Sundance Unit No. 1 Subdivision meets all of the provisions of the California Subdivision Map Act and the provisions of the Modesto Municipal Code relating to subdivisions, and that the map is technically correct,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said final map be approved; that the streets, alleys and easements as shown thereon within the boundaries of said tract be accepted on behalf of the public for public use; and that the City Clerk be authorized to certify the map of said tract on behalf of the City of Modesto after the fees and deposits required by the Modesto Municipal Code in amounts determined by the City Engineer have been paid, and subdividers have furnished securities, as set

forth in Section 4-4.605 of the Modesto Municipal Code, which shall secure the obligations set forth in Section 66499.3 of the Government Code of the State of California. Said securities shall be in forms acceptable to the City Attorney and in the amounts required by the Agreement hereinafter referred to.

BE IT FURTHER RESOLVED that the City Manager and the City Clerk be authorized to execute and attest, respectively, an agreement with subdividers as required by Section 4-4.604(c) of the Modesto Municipal Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of September, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Patterson, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: McGrath, Sutton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, City Attorney

2807CA

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1088

A RESOLUTION ACCEPTING IMPROVEMENTS IN COUNTRYSIDE MEADOWS NO. 2 SUBDIVISION AND AUTHORIZING RELEASE OF SUBDIVISION BONDS

WHEREAS, Franco Construction, subdividers of Countryside Meadows No. 2 Subdivision have filed subdivision bonds for faithful performance and labor and materials in the amount of $97,200.00 and $48,600.00 respectively to guarantee improvements in Countryside Meadows No. 2 and;

WHEREAS, the Director of Engineering in a memorandum dated September 16, 1987, indicates that all work required by the subdivision agreement has been completed to the satisfaction of the Engineering Department; and

WHEREAS, the Director of Engineering has indicated that it would be in order for the City Council to accept the improvements in said subdivision as complete and authorize the City Clerk to file notice of completion and release the subdivision bonds upon expiration of the statutory period.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto:

1. The improvements in Countryside Meadows No. 2 Subdivision are hereby accepted.
2. The City Clerk is hereby authorized to release the subdivision bond for faithful performance in the amount of $97,200.00 upon recordation of notice of completion.
3. The City Clerk is hereby authorized to release the subdivision bond for labor and materials in the amount of $48,600.00 upon expiration of the statutory period.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of September, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Sutton |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1089

A RESOLUTION APPROVING THE REQUEST OF DEL DOTTO ENTERPRISES, INC. FOR REFUND OF $4,829.03 FOR OVERPAYMENT OF BUSINESS IMPROVEMENT AREA TAX

BE IT RESOLVED by the Council of the City of Modesto that the request of Del Dotto Enterprise, Inc. for refund of $4,829.03 for overpayment of Business Improvement Area Tax is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of September, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Sutton |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1090

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND THE CHILDREN'S CRISIS CENTER FOR FUNDING OF REHABILITATION UNDER THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FOR 1987-88

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and the Children's Crisis Center for funding of rehabilitation under the Community Development Block Grant Program for 1987-88

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of September, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Sutton |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1091

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND** HIGHWAY VILLAGE COMMUNITY SERVICE DISTRICT FOR FUNDING OF HANDICAPPED IMPROVEMENTS UNDER THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FOR 1987-88

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Highway Village Community Service District for funding of handicapped improvements under the Community Development Block Grant Program for 1987-88

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of September, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Sutton |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1092

A RESOLUTION SUPPORTING THE CHANGE IN FEDERAL COURT BOUNDARIES FOR THE COUNTIES OF CALAVERAS, STANISLAUS AND TUOLUMNE

WHEREAS, the Counties of Calaveras, Stanislaus and Tuolumne are in the Federal Enforcement area of the Sacramento Offices of the Drug Enforcement Agency, Federal Bureau of Investigation, Alcohol, Tobacco and Fire Arms, etc; and

WHEREAS, the Counties of Calaveras, Stanislaus and Tuolumne are under the jurisdiction of the United States District Court of Fresno; and

WHEREAS, the Counties of Calaveras, Stanislaus and Tuolumne are known to these Federal Agencies as "No Man's Land"; and

WHEREAS, the Agents of these Federal Enforcement Agencies are reluctant to work cases in Calaveras, Stanislaus and Tuolumne Counties because of the distance to court from Sacramento to Fresno, one hundred seventy-five miles; and

WHEREAS, the local law enforcement officers from the Counties of Calaveras, Stanislaus and Tuolumne have to drive longer and further from their respective County seats to Fresno than to Sacramento:

| | | Fresno | Sacramento |
|---|---|---|---|
| San Andreas | to | 141 | 56 |
| Modesto | to | 95 | 78 |
| Sonora | to | 148 | 94 |
| Sacramento | to | 175; | |

and

WHEREAS, court appearances by Federal and Local Officers in

Sacramento would most likely be a one day or less trip, therefore less expensive; and

WHEREAS, the Counties of Calaveras, Stanislaus and Tuolumne and the twenty-seven cities within, which together contain almost a half million people, need the assistance of Federal Enforcement Agencies due to limited local resources; and

WHEREAS, this assistance has been hampered by the jurisdictional problem.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Modesto, County of Stanislaus respectfully request that the Counties of Calaveras, Stanislaus and Tuolumne be returned to the jurisdiction of the United States District Court in Sacramento, California.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of September, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Sutton |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, City Attorney

091687 1080WPIGR

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1093

A RESOLUTION SETTING TIME AND PLACE FOR HEARING TO CONSIDER AN ADJUSTMENT OF THE CAPITAL FACILITIES FEES

BE IT HEREBY RESOLVED by the Council of the City of Modesto that October 20, 1987, at 4:00 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of an adjustment of the Capital Facilities Fees.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of September, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whtieside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1094

**A RESOLUTION SETTING TIME AND PLACE FOR HEARING** ON LETTER FROM SANTINA AND THOMPSON, INC. ON BEHALF OF NORA NORAGHI, APPEALING A DECISION OF THE PLANNING COMMISSION DENYING AN APPLICATION TO REZONE FROM R-1 TO P-O AND P-D AND A TENTATIVE SUBDIVISION MAP FOR NOREEN PARK

**BE IT HEREBY RESOLVED by the Council of the City of Modesto that** October 13, 1987 **, at** 7:30 **P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of** a letter from Santina and Thompson, Inc. on behalf of Nora Noraghi, appealing a decision of the Planning Commission denying an application to rezone from R-1 to P-O and P-D and a tentative subdivision map for Noreen Park.

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 22nd **day of** September **, 19**87**, by Councilmember** Lang **, who moved its adoption, which motion being duly seconded by Councilmember** Patterson **, was upon roll call carried and the resolution adopted by the following vote:**

| | | |
|---|---|---|
| **AYES:** | **Councilmembers:** | Lang, McGrath, Muratore, Patterson, Whiteside, Mayor Mensinger |
| **NOES:** | **Councilmembers:** | None |
| **ABSENT:** | **Councilmembers:** | Sutton |

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1095

A RESOLUTION APPOINTING MEMBERS OF THE ECONOMIC DEVELOPMENT LOAN POOL SUBCOMMITTEE (DUANE FAGER, STAN NELSON, ARTHUR MARTIN, DOUG MATHES, ABEL ACOSTA, RICHARD PATTERSON SOPHIE KARET)

BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. The following persons are hereby appointed to the Economic Development Loan Pool Subcommittee:

Seat #1 - Councilmember Patterson
Seat #2 - Commercial Financial - Duane Fager
Seat #3 - Commercial Financial - Stan Nelson
Seat #4 - Business Institution - Arthur Martin
Seat #5 - Business Institution - Doug Mathes
Seat #6 - Low Income/Minority - Abel Acosta
Seat #7 - Low Income/Minority - Sophie Karet

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed members of the Economic Development Loan Pool Subcommittee 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 September, 1987, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

Committees

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1096

A RESOLUTION RESCINDING THE AUTHORIZED CLOSURE OF THE PUBLIC ALLEY TO VEHICULAR TRAFFIC AT SPECIFIED TIMES IN BLOCK 68, BOUNDED BY 10TH, 11TH, I AND J STREETS IN THE CITY OF MODESTO, AND PERMITTING THE ENCROACHMENT PERMIT ISSUED TO S.S.L. UNLIMITED TO REMAIN IN FULL FORCE AND EFFECT. (SCHLESINGER - TENTH STREET PLAZA)

WHEREAS, Section 7-1.104 of the Modesto Municipal Code and Modesto City Council Resolution No. 69-273 authorize the issuance of encroachment permits for encroachments in the public right-of-way, and

WHEREAS, on August 9, 1983, the Council adopted Resolution No. 83-511 entitled "A Resolution Closing the Public Alley in Block 68 Bounded by 10th, 11th, I and J Streets in the City of Modesto to Vehicular Traffic at Specified Times," and

WHEREAS, Section 7-1.104 of the Modesto Municipal Code authorizes and Modesto City Council Resolution No. 83-511 reserved the authority for the City Council to modify or rescind the closure of the alley in Block 68 in the City of Modesto, and

WHEREAS, pursuant to City Council Resolutions No. 69-273 and 83-511, on or about October 10, 1985, Encroachment Permit No. C-6863, was issued to S.S.L. Unlimited, for the purpose of constructing alley improvements in the alley bounded by 10th and 11th and I and J Streets in the City of Modesto, and

WHEREAS, City Council Resolution No. 86-263 adopted on March 18, 1986, set forth conditions to be complied with by the times specified within said resolution, and

WHEREAS, pursuant to a Certification signed by the Director of Engineering Services dated April 1, 1986, the four conditions listed in Resolution No. 86-263 had been complied with by the times specified in said Resolution, and

WHEREAS, from April 1986 to April 1987 there have been numerous problems and complaints received by the City of Modesto relating to the alley closure for reasons as outlined in a report to the City Manager from the Acting Director of Planning and Community Development dated April 6, 1987, which report is on file in the City Clerk's Office, and

WHEREAS, Resolution No. 83-511 set forth the condition that the Council shall review the closure of the alley twelve months after implementation of the closure to determine the effect of the closure on adjacent properties and businesses, and

WHEREAS, a public hearing on reconsideration of the closure of the alley in Block 68 was held by the City Council on October 13, 1987, at which time after hearing evidence both oral and documentary the Council determined that the authorization to close the alley at certain times should be revoked due to a lack of performance as outlined in the report to the City Manager from the Director of Planning and Community Development dated August 19, 1987, which report is on file in the City Clerk's Office,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Council hereby orders and declares that the authorized closure of the public alley in Block 68 bounded by 10th, 11th, I and J Streets in the City of Modesto, said alley is more particularly described on Exhibit "A" which is attached hereto and made a part hereof as though set forth in full herein is rescinded.

BE IT FURTHER RESOLVED that the encroachment permit issued to S.S.L. Unlimited, for the purpose of constructing and maintaining alley improvements in the alley bounded by 10th and 11th and I and J Streets in the City of Modesto, providing for landscaped planters and tree wells in the alley, shall remain in full force and effect.

BE IT FURTHER RESOLVED that the City Clerk shall cause a certified copy of this resolution attested under the seal of the City, to be recorded in the Office of the County 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 October, 1987, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

APPROVED AS TO DESCRIPTION:

By John R. Chustiana
Engineering Services Department

LU 78-K
Parcel 68-7

Exhibit "A"

PROPERTY DESCRIPTION
PORTION OF ALLEY IN BLOCK 68

All that real property in the City of Modesto, County of Stanislaus, State of California, being a portion of the Southeast quarter of Section 29, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at the most Easterly corner of Lot 21 in Block 68 of the CITY OF MODESTO, as per map filed December 21, 1942, in Volume 15 of Maps, Stanislaus County Records; thence along the Northeastern line of said Lot 21, North 43° 29' 30" West, 19.90 feet, to the most Easterly corner of Parcel "A", as per map filed February 28, 1980 in Book 30 of Parcel Maps, Page 32, Stanislaus County Records; thence along the Southeastern line of said Parcel "A", South 46° 30' 30" West, 140.07 feet, to the most Southerly corner of Parcel "A"; thence along the Southwesterly line of Parcel "A", said line also being the Northeastern line of 80.00 foot Tenth Street, North 43° 29' 30" West, 28.50 feet, to the most Westerly corner of Parcel "A"; thence along the Northwestern line of Parcel "A", North 46° 30' 30" East, 130.07 feet; thence North 01° 29' 00" East, 14.15 feet, to the most Northerly corner of Parcel "A" and a point on the Southwestern line of the 20.00 foot alley in Block 68; thence along said Southwestern line of the alley, said line also being the Northeastern line of Lots 23, 24, 25, 26, 27 and 28 in Block 68, North 43° 29' 30" West, 124.93 feet; thence North 46° 30' 30" East, 20.00 feet, to a point on the Northeastern line of said 20.00 foot alley in Block 68; thence along said Northeastern line of the alley, said line being the Southwestern line of Lots 5, 6, 7, 8, 9, 10, 11, and 12, in Block 68, South 43° 29' 30" East, 183.33 feet, to the most Southerly corner of said Lot 12; thence South 46° 30' 30" West, 20.00 feet, to the point of beginning.

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1097

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION MAP 19-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON FROM P-D(276) TO R-2 (EVERGREEN INVESTMENT GROUP)

WHEREAS, on October 13, 1987, the City Council introduced Ordinance No. 2553-C.S. giving approval to a project relating to an amendment to Section Map 19-3-9 of the Zoning Map of the City of Modesto to reclassify from Planned Development Zone, P-D(276), to Medium Density Residential Zone, R-2, property located on the south side of Evergreen Avenue and west of Grape Avenue, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to an amendment to Section Map 19-3-9 of the Zoning Map of the City of Modesto to reclassify from Planned Development Zone, P-D(276), to Medium Density Residential Zone, R-2, property located on the south side of Evergreen Avenue and west of Grape Avenue.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13 day of October, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney



98CA

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1098

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR PLANNED DEVELOPMENT ZONE, P-D(434). (ROLLAND D. YOUNG)

WHEREAS, a verified application for an amendment to Section 27-3-9 of the Zoning Map was filed by Rolland D. Young on August 10, 1987, to reclassify from Low Density Residential Zone, R-1, to Planned Development Zone, P-D, to allow 24-unit offset zero-lot-line townhouses, property located on the south side of Scenic Drive at Brighton Avenue, described as follows:

R-1 to P-D

All that portion of the Northwest quarter of Section 27, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, in the City of Modesto, County of Stanislaus, State of California, described as follows:

COMMENCING at the 1/4, quarter corner described in Book 1 of Record of Surveys, Page 107, Stanislaus County Records to the POINT OF BEGINNING; thence North 10°44' West, 236.15 feet; thence North 73°49' East 75.00 feet; thence North 09°27' West, 173.49 feet; thence North 73°46' East, 113.61 feet; thence South 00°34' East, 183.04 feet; thence North 75°18' East, 94.75 feet; thence South 01°09' East, 24.88 feet; thence North 77°37' East, 76.28 feet; thence North 83°24' East, 83.92 feet; thence South 00°34' East, 385.66 feet; thence South 86°07' West, 136.20 feet; thence South 81°13' West, 223.51 feet; thence South 74°05' West, 7.50 feet; thence North 00°34' West, 133.12 feet to the point of beginning.

Including also all of the Southern one-half of Scenic Drive immediately adjacent to the above described property.

and

WHEREAS, after a public hearing held on September 14, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, it was found and determined by the Planning Commission, by its Resolution No. 87-162,

that rezoning of the property as requested is required by public necessity, convenience and general welfare for the following reasons:

1. That this application is consistent with the Modesto General Plan. The project will develop consistent to the Medium Density Residential standards even at a density of 6.5 units per acre. This density is acceptable because about 18 percent of the site will remain as natural open space along the creek and 7 percent will be developed into a small private park.

2. That this project will meet all development standards.

and

WHEREAS, after a public hearing held on October 13, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of Rolland D. Young for a Planned Development Zone should be granted as consonant with public necessity, convenience and general welfare for the reasons set forth in Planning Commission Resolution No. 87-162 and quoted above, and

WHEREAS, the Council has introduced Ordinance No. 2554-C.S. on the 13 day of October, 1987, reclassifying the above-described property from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(434).

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. DEVELOPMENT PLAN. The development plan for Planned Development Zone, P-D(434), is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan and floor plans titled "New Brighton Circle" as amended in red, stamped approved by the Planning Commission on September 14, 1987.

2. Prior to issuance of a building permit, the applicant shall submit a set of revised plot plans and floor plans showing all changes required by the Planning Commission prior to the City Council hearing. All development shall conform to this revised plan as amended in red, stamped approved by the Planning Commission on September 14, 1987.

3. Prior to the issuance of a building permit, a landscaping and irrigation plan shall be approved by the Director of Parks and Recreation. Landscaping and the irrigation system shall be installed and maintained in accordance with the approved plan.

4. Fences or walls shall be constructed prior to occupancy and shall be as follows:

   a. Seven-foot wood decorative masonry wall along the Scenic Drive frontage.

   b. Seven-foot double-sided wood, stucco, or masonry wall or fence between units and along the periphery.

5. All landscaping, fences, and walls shall be maintained and the premises shall be kept free of weeds, trash, and other debris.

6. The developer shall dedicate street right-of-way required by the Director of Engineering Services to complete Scenic Drive to major street standards. Said dedication shall be made prior to the issuance of a building permit or at any time requested by the Director of Engineering Services to alleviate a health, safety, or traffic problem in the area.

7. The Scenic Drive frontage shall be improved to major street standards prior to the occupancy of any structures or when requested by the Director of Engineering Services to alleviate a health, safety, or traffic problem in the area.

8. Prior to issuance of a building permit, improvement plans for required improvements shall be prepared by a registered civil engineer and approved by the Director of Engineering Services. Improvements shall be constructed in accordance with the approved plans.

9. All private streets and parking areas shall be constructed in accordance with the standard structural section for residential streets as contained in the City of Modesto Standard Specifications.

10. Prior to issuance of a building permit the developer shall dedicate public utility easements as required by the utility companies and the Director of Engineering Services.

11. Irrigation lines shall be removed, relocated, or protected as required by the Modesto Irrigation District and the Director of Engineering Services. Easements for irrigation lines to remain shall be dedicated.

12. Drainage shall be provided as required by the Director of Engineering Services.

13. Trash cans shall be screened from view from any public street.

14. All utilities shall be underground and cable television service shall be stubbed into all units.

15. All signs shall comply with the sign requirements of the R-2 Zone.

16. Prior to the issuance of a building permit for any structure, a final subdivision map shall be recorded.

17. Prior to issuance of a building permit, the developer shall show on the plans submitted to Building Inspection all fire hydrants as required by the Fire Chief. All hydrants required by the Fire Chief shall be installed and operable prior to construction of any structures.

18. The applicant shall record a "Notice of Conditions" in the Stanislaus County Recorder's Office on a form available in the Planning and Community Development Department.

19. That the portion of the site south of the flood line shall be left in its natural state.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned Development Zone, P-D(434):

The entire construction program be accomplished in one phase, construction to begin on or before September 14, 1989, and completion to be not later than September 14, 1990.

SECTION 3. CHANGES IN DEVELOPMENT PLAN. Any changes in the above-approved development plan shall be made in accordance with the provisions of Section 10-2.1709 of the Modesto Municipal Code.

SECTION 4. COMPLIANCE WITH CODE PROVISIONS, ETC. In all other respects said planned development shall be accomplished in accordance with and in strict adherence to the provisions of Article 17 of Title X of the Modesto Municipal Code relating to Planned Development Zones and other applicable City laws, rules, regulations and procedures.

SECTION 5. EFFECTIVE DATE. This resolution shall not become effective unless and until the ordinance reclassifying the above-described property to Planned Development Zone, P-D(434), becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13 day of October, 1987, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, City Attorney

APPROVED AS TO DESCRIPTION:

By
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1099

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION MAP 27-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON FROM R-1 TO P-D(434) (ROLLAND D. YOUNG)

WHEREAS, on October 13, , 1987, the City Council introduced Ordinance No. 2554 -C.S. giving approval to a project relating to an amendment to Section Map 27-3-9 of the Zoning Map of the City of Modesto to reclassify from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(434), property located on the south side of Scenic Drive at Brighton Avenue, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to an amendment to Section Map 27-3-9 of the Zoning Map of the City of Modesto to reclassify from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(434), property located on the south side of Scenic Drive at Brighton Avenue.



98CA

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13 day of October, 1987, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Morrine Coyle
MORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, City Attorney



98CA

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1100

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION MAP 27-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON FROM R-1 TO R-2 (IKE SHAW, JR.)

WHEREAS, on October 13, 1987, the City Council introduced Ordinance No. 2555-C.S. giving approval to a project relating to an amendment to Section Map 27-3-9 of the Zoning Map of the City of Modesto to reclassify from Low Density Residential Zone, R-1, to Medium Density Residential Zone, R-2, property located on the east side of Brighton Avenue north of Scenic Drive, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to an amendment to Section Map 27-3-9 of the Zoning Map of the City of Modesto to reclassify from Low Density Residential Zone, R-1, to Medium Density Residential Zone, R-2, property located on the east side of Brighton Avenue north of Scenic Drive.



98CA

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13 day of October, 1987, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, City Attorney



98CA

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1101

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE McCLURE ROAD WATERLINE EXTENSION AND SUB-TRUNK SEWER EXTENSION

BE IT HEREBY RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. The plans and specifications for the McClure Road waterline extension and subtrunk sewer extension copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on October 27, 1987, at 11:00 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of October, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1102

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE REPAIR OF CLAUS ROAD AT DRY CREEK BRIDGE

BE IT HEREBY RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. The plans and specifications for the repair of Claus Road at Dry Creek bridge

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on October 27, 1987, at 11:05 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of October, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1103

A RESOLUTION ACCEPTING THE BID OF GEORGE REED, INC. FOR THE CONSTRUCTION OF ALBERTA MARTONE PARK

WHEREAS, Resolution No. 87-933, adopted by the Council of the City of Modesto on September 1, 1987, approved the plans and specifications for the construction of Alberta Martone Park

and authorized the calling for bids; and

WHEREAS, the bids received for the construction of Alberta Martone Park

were opened at 11:00 a.m. on September 22, 1987, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of George Reed, Inc. in the amount of $228,000

be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of George Reed, Inc. in the amount of $228,000

be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of October, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1104

A RESOLUTION ACCEPTING THE BID OF TRIPLE T FARMS FOR FURNISHING DISCING SERVICES

WHEREAS, Resolution No. 87-555, adopted by the Council of the City of Modesto on July 7, 1987, approved the plans and specifications for the purchase of discing services

and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of discing services

were opened at 3:00 p.m. on September 22, 1987, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of Triple T Farms for the estimated cost of $13,270

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Triple T Farms for the estimated cost of $13,270

be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of October, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1105

A RESOLUTION ACCEPTING THE TUOLUMNE BOULEVARD GUARDRAIL PROJECT AS COMPLETE

WHEREAS, a report has been filed by the Director of Parking and Traffic, that the installation of additional guardrail on Tuolumne Boulevard

has been completed by Western Stone Products, Inc.
in accordance with the contract agreement dated July 21, 1987 .

NOW, THEREFORE, BE IT RESOLVED that the installation of additional guardrail on Tuolumne Boulevard

be accepted from said contractor, Western Stone Products, Inc. ;
that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $12,162.50 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of October, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1106

A RESOLUTION ACCEPTING THE TULLY ROAD OVERLAY FROM BRIGGSMORE TO LEONARD AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering, that the Tully Road overlay from Briggsmore to Leonard

has been completed by George Reed, Inc.

in accordance with the contract agreement dated July 28, 1987.

NOW, THEREFORE, BE IT RESOLVED that the Tully Road overlay from Briggsmore to Leonard

be accepted from said contractor, George Reed, Inc.;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $177,507.41 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 October, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1107

A RESOLUTION ACCEPTING THE 1987 SLURRY SEAL OF VARIOUS CITY STREETS AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering , that the 1987 slurry seal of various City streets

has been completed by California Pavement Maintenance Co.
in accordance with the contract agreement dated April 7, 1987 .

NOW, THEREFORE, BE IT RESOLVED that the 1987 slurry seal of various City streets

be accepted from said contractor, California Pavement Maintenance Co. ; that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $171,131.92 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 October, 19 87 by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1108

A RESOLUTION WAIVING FORMAL BID PROCEDURES AND AUTHORIZING THE ISSUANCE OF A PURCHASE ORDER TO DEE BURTON CEMENT CONTRACTOR FOR INSTALLATION OF CURB AND SIDEWALK ALONG MONTEREY AVENUE AT 33 PARCELS

WHEREAS, the City of Modesto must administer the installation of curb and sidewalk along Monterey Avenue at 33 parcels; and

WHEREAS, Dee Burton Cement Contractor was the low bidder in the City's informal bid process and staff feels it would save staff time in both Engineering and Finance to approve the issuance of one purchase order for the total amount to install curb and sidewalk at 33 parcels.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the issuance of a purchase order for installation of curb and sidewalk along Monterey Avenue at 33 parcels, is hereby waived.

BE IT FURTHER RESOLVED that issuance of a purchase order to Dee Burton Cement Contractor for an estimated cost of $69,000 for installation of curb and sidewalk along Monterey Avenue at 33 parcels, 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 October, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers:

ABSENT: Councilmembers:

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1109

A RESOLUTION APPROVING THE FINAL MAP OF THE VINTAGE FAIRE VILLAGE SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, Emerald Homes, an Arizona General Partnership is possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 29.684 acres, known as the Vintage Faire Village Subdivision, and

WHEREAS, a tentative map of said tract was approved by the Planning Commission of the City of Modesto on the 2nd day of March, 1987, and

WHEREAS, the Secretary of the Planning Commission of the City of Modesto has certified that the final map of said tract substantially conforms to the approved tentative map, and

WHEREAS, the City Engineer of the City of Modesto has certified that the final map of said Vintage Faire Village Subdivision meets all of the provisions of the California Subdivision Map Act and the provisions of the Modesto Municipal Code relating to subdivisions, and that the map is technically correct,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said final map be approved; that the streets, alleys and easements as shown thereon within the boundaries of said tract be accepted on behalf of the public for public use; and that the City Clerk be authorized to certify the map of said tract on behalf of the City of Modesto after the fees and deposits required by the Modesto Municipal Code in amounts determined by the City Engineer have been paid, and subdividers have furnished securities, as set forth in Section 4-4.605 of the Modesto Municipal Code, which shall secure the obligations set forth in Section 66499.3 of the Government Code of the State

of California. Said securities shall be in forms acceptable to the City Attorney and in the amounts required by the Agreement hereinafter referred to.

BE IT FURTHER RESOLVED that the City Manager and the City Clerk be authorized to execute and attest, respectively, an agreement with subdividers as required by Section 4-4.604(c) of the Modesto Municipal Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13 day of October, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1110

A RESOLUTION APPROVING THE FINAL MAP OF THE WOODLAND GARDENS SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, Bernard Oostema and Clara Oostema, husband and wife; and P & R Enterprises, a General Partnership are possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 2.687 acres, known as the Woodland Gardens Subdivision, and

WHEREAS, a tentative map of said tract was approved by the Planning Commission of the City of Modesto on the 15th day of September, 1987, and

WHEREAS, the Secretary of the Planning Commission of the City of Modesto has certified that the final map of said tract substantially conforms to the approved tentative map, and

WHEREAS, the City Engineer of the City of Modesto has certified that the final map of said Woodland Gardens Subdivision meets all of the provisions of the California Subdivision Map Act and the provisions of the Modesto Municipal Code relating to subdivisions, and that the map is technically correct,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said final map be approved; that the streets, alleys and easements as shown thereon within the boundaries of said tract be accepted on behalf of the public for public use; and that the City Clerk be authorized to certify the map of said tract on behalf of the City of Modesto after the fees and deposits required by the Modesto Municipal Code in amounts determined by the City Engineer have been paid, and subdividers have furnished securities, as set forth in Section 4-4.605 of the Modesto Municipal Code, which shall secure the

obligations set forth in Section 66499.3 of the Government Code of the State of California. Said securities shall be in forms acceptable to the City Attorney and in the amounts required by the Agreement hereinafter referred to.

BE IT FURTHER RESOLVED that the City Manager and the City Clerk be authorized to execute and attest, respectively, an agreement with subdividers as required by Section 4-4.604(c) of the Modesto Municipal Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13 day of October, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney



2807CA

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1111

A RESOLUTION APPROVING THE FINAL MAP OF THE SUNDANCE UNIT NO. 2 SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, James W. Thayer, Inc., a California Corporation, dba: Oakwood Builders; and Zagaris Management Services, Inc., a California Corporation are possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 7.23 acres, known as the Sundance Unit No. 2 Subdivision, and

WHEREAS, a tentative map of said tract was approved by the Planning Commission of the City of Modesto on the 2nd day of March, 1987, and

WHEREAS, the Secretary of the Planning Commission of the City of Modesto has certified that the final map of said tract substantially conforms to the approved tentative map, and

WHEREAS, the City Engineer of the City of Modesto has certified that the final map of said Sundance Unit No. 2 Subdivision meets all of the provisions of the California Subdivision Map Act and the provisions of the Modesto Municipal Code relating to subdivisions, and that the map is technically correct,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said final map be approved; that the streets, alleys and easements as shown thereon within the boundaries of said tract be accepted on behalf of the public for public use; and that the City Clerk be authorized to certify the map of said tract on behalf of the City of Modesto after the fees and deposits required by the Modesto Municipal Code in amounts determined by the City Engineer have been paid, and subdividers have furnished securities, as set

forth in Section 4-4.605 of the Modesto Municipal Code, which shall secure the obligations set forth in Section 66499.3 of the Government Code of the State of California. Said securities shall be in forms acceptable to the City Attorney and in the amounts required by the Agreement hereinafter referred to.

BE IT FURTHER RESOLVED that the City Manager and the City Clerk be authorized to execute and attest, respectively, an agreement with subdividers as required by Section 4-4.604(c) of the Modesto Municipal Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13 day of October, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: McGrath

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney



2807CA

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1112

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND UNITED WAY FOR LEASE OF OFFICE SPACE AT THE MODESTO COMMUNITY SERVICE CENTER

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and United Way for lease of office space at the Modesto Community Service Center

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of October, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1113

A RESOLUTION APPROVING THE FINAL MAP OF THE GIBSON GARDENS SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, Joaquin Construction Co., Inc. is possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 11.053 acres, known as the Gibson Gardens Subdivision, and

WHEREAS, a tentative map of said tract was approved by the Planning Commission of the City of Modesto on the 20th day of April, 1987, and

WHEREAS, the Secretary of the Planning Commission of the City of Modesto has certified that the final map of said tract substantially conforms to the approved tentative map, and

WHEREAS, the City Engineer of the City of Modesto has certified that the final map of said Gibson Gardens Subdivision meets all of the provisions of the California Subdivision Map Act and the provisions of the Modesto Municipal Code relating to subdivisions, and that the map is technically correct,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said final map be approved; that the streets, alleys and easements as shown thereon within the boundaries of said tract be accepted on behalf of the public for public use; and that the City Clerk be authorized to certify the map of said tract on behalf of the City of Modesto after the fees and deposits required by the Modesto Municipal Code in amounts determined by the City Engineer have been paid, and subdividers have furnished securities, as set forth in Section 4-4.605 of the Modesto Municipal Code, which shall secure the obligations set forth in Section 66499.3 of the Government Code of the State

of California. Said securities shall be in forms acceptable to the City Attorney and in the amounts required by the Agreement hereinafter referred to.

BE IT FURTHER RESOLVED that the City Manager and the City Clerk be authorized to execute and attest, respectively, an agreement with subdividers as required by Section 4-4.604(c) of the Modesto Municipal Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13 day of October, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

2807CA

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1114

A RESOLUTION APPROVING THE FINAL MAP OF THE CARPENTER VILLAS SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, P & R. Enterprises, a General Partnership is possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 2.08 acres, known as the Carpenter Villas Subdivision, and

WHEREAS, a tentative map of said tract was approved by the City Planning Commission on the 24th day of June, 1986, and

WHEREAS, the Secretary of the Planning Commission of the City of Modesto has certified that the final map of said tract substantially conforms to the approved tentative map, and

WHEREAS, the City Engineer of the City of Modesto has certified that the final map of said Carpenter Villas 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, and

WHEREAS, all public improvements required by the City of Modesto have been completed in said tract,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said final map be approved; that the improvements completed in said tract be accepted; that the streets, alleys and easements as shown thereon within the boundaries of said tract be accepted on behalf of the public for public use; and that the City Clerk be authorized to certify the map of said tract on behalf of the City of Modesto after the fees and deposits required by the Modesto Municipal Code in amounts determined by the City Engineer have been paid.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13 day of October, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney



2807CA

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1115

A RESOLUTION ACCEPTING IMPROVEMENTS IN WESTWOOD ESTATES SUBDIVISION AND AUTHORIZING RELEASE OF IRREVOCABLE COMMITMENT OF FUNDS

WHEREAS, G.M. Winchell & Sons, subdividers of Westwood Estates Subdivision have filed Irrevocable Commitment of Funds for faithful performance and labor and materials in the amount of $ 478,800 and $ 239,400 respectively to guarantee improvements in Westwood Estates Subd. and;

WHEREAS, the Director of Engineering in a memorandum dated October 7, 1987, indicates that all work required by the subdivision agreement has been completed to the satisfaction of the Engineering Department; and

WHEREAS, the Director of Engineering has indicated that it would be in order for the City Council to accept the improvements in said subdivision as complete and authorize the City Clerk to file notice of completion and release the Irrevocable Commitment of Funds upon expiration of the statutory period.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto:

1. The improvements in Westwood Estates Subdivision are hereby accepted.
2. The City Clerk is hereby authorized to release the Irrevocable Commitment of Funds for faithful performance in the amount of $ 478,800 upon recordation of notice of completion.
3. The City Clerk is hereby authorized to release the Irrevocable Commitment of Funds for labor and materials in the amount of $239,400 upon expiration of the statutory period.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13thday of October, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1116

A RESOLUTION ACCEPTING IMPROVEMENTS IN COUNTRY RANCH ESTATES NO. 2 AND AUTHORIZING RELEASE OF IRREVOCABLE COMMITMENT OF FUNDS

WHEREAS, Bright Development, subdividers of Country Ranch Estates No. 2 Subdivision have filed Irrevocable Commitment of Funds for faithful performance and labor and materials in the amount of $ 288,800 and $ 144,400 respectively to guarantee improvements in Country Ranch Estates 2 Subd. and;

WHEREAS, the Director of Engineering in a memorandum dated October 7, 1987, indicates that all work required by the subdivision agreement has been completed to the satisfaction of the Engineering Department; and

WHEREAS, the Director of Engineering has indicated that it would be in order for the City Council to accept the improvements in said subdivision as complete and authorize the City Clerk to file notice of completion and release the Irrevocable Commitment of Funds upon expiration of the statutory period.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto:

1. The improvements in Country Ranch Estates No. 2 Subdivision are hereby accepted.
2. The City Clerk is hereby authorized to release the Irrevocable Commitment of Funds for faithful performance in the amount of $ 288,800 upon recordation of notice of completion.
3. The City Clerk is hereby authorized to release the Irrevocable Commitment of Funds for labor and materials in the amount of $ 144,400 upon expiration of the statutory period.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of October, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1117

A RESOLUTION ACCEPTING THE CALIFORNIA PARKS AND RECREATIONAL FACILITIES ACT OF 1984 GRANT FOR INSTALLATION OF PLAY EQUIPMENT AT WESSON RANCH NEIGHBORHOOD PARK.

WHEREAS, at its meeting of September 23, 1986, the City Council adopted Resolution No. 86-1139 approving an application for a grant funded by the California Parks and Recreational Facilities Act of 1984 for installation of play equipment at Wesson Ranch Neighborhood Park, and

WHEREAS, the City of Modesto has been notified that its grant application for the installation of play equipment at Wesson Ranch Neighborhood Park has been approved,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it does hereby accept the California Parks and Recreational Facilities Act of 1984 grant in the amount of $44,000 for the installation of play equipment at Wesson Ranch Neighborhood Park.

BE IT FURTHER RESOLVED that the execution of the grant acceptance by the City's designated official, Garth Lipsky, City Manager, be and it is hereby authorized.

BE IT FURTHER RESOLVED that the City Manager is authorized to execute and submit all documents, including but not limited to amendments, payment requests, and other documents which may be necessary regarding the aforementioned grant.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13 day of October, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1118

A RESOLUTION APPROVING THE REQUEST BY THE KING-KENNEDY MEMORIAL CENTER BOARD OF DIRECTORS FOR CITY FINANCIAL ASSISTANCE FOR JUNE TEENTH DAY TO BE HELD ON JUNE 18, 1988, AT MELLIS PARK.

WHEREAS, the King-Kennedy Memorial Center Board of Directors inadvertently failed to meet the April 30, 1987, deadline for submitting its request for City financial assistance to pay the cost of insurance coverage for the 1988 June Teenth Program, and

WHEREAS, an Application for City Financial Assistance dated October 1, 1987, filed by the King-Kennedy Memorial Center Board of Directors requests financial assistance from the City of Modesto for the purpose of purchasing liability insurance for the June Teenth Day to be held on June 18, 1988, at Mellis Park, and

WHEREAS, said request for financial assistance was considered by the City Council at its meeting held on October 13, 1987.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby authorizes a contribution to the King-Kennedy Memorial Center Board of Directors for the purpose of purchasing liability insurance for the June Teenth Day to be held on June 18, 1988, at Mellis Park. Said contribution shall be for the amount of the premium for said liability insurance, but shall not exceed the amount of $1200.00.

BE IT FURTHER RESOLVED that the Director of Finance is hereby authorized to implement the provisions of this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13 day of October, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1119

A RESOLUTION APPROVING THE REQUEST OF THE WARDEN'S OFFICE, INC. FOR REFUND OF $724.55 FOR OVERPAYMENT OF BUSINESS IMPROVEMENT AREA TAX

BE IT RESOLVED by the Council of the City of Modesto that the request of The Warden's Office, Inc. for refund of $724.55 for overpayment of Business Improvement Area Tax 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 October, 1987, by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember Sutton , was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1120

A RESOLUTION AMENDING EXHIBIT "H" OF RESOLUTION NO. 87-566 ENTITLED "A RESOLUTION ESTABLISHING SALARY SCHEDULES AND FIXING COMPENSATION FOR POSITIONS IN THE CITY SERVICE."

BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. AMENDMENT TO RESOLUTION NO. 87-566. Exhibit "H" entitled "City of Modesto Alphabetical Listing of Classifications in City Service 1987-88", attached to Resolution No. 87-566, is hereby amended as shown on the amended Exhibit "H" entitled "City of Modesto Alphabetical Listing of Classifications in City Service 1987-88", which is attached hereto and made a part hereof as though set forth in full herein. Said amended Exhibit "H" adds the classification of Assistant Laboratory Technician, Range 120.5.

SECTION 2. EFFECTIVE DATE. This resolution shall become effective on and after October 13, 1987.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13 day of October, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, City Attorney

CITY OF MODESTO
ALPHABETICAL LISTING OF CLASSIFICATIONS IN CITY SERVICE
1987-88
(Effective 7-7-87, amended 10-13-87.)

| Range No. | Title of Classification |
|---|---|
| 115.5 | Account Clerk |
| 422.0 | Accountant I |
| 426.0 | Accountant II |
| 119.5 | Accounting Technician |
| 123.0 | Accounts Examiner |
| 422.0 | Administrative Analyst I |
| 426.0 | Administrative Analyst II |
| 117.5 | Administrative Clerk |
| 118.5 | Administrative Clerk - Police |
| 432.0 | Airport Manager |
| 424.5 | Airport Maintenance Supervisor |
| 116.5 | Animal Control Officer I |
| 118.5 | Animal Control Officer II |
| 426.5 | Arborist |
| 633.0 | Assistant Chief of Police |
| 437.0 | Assistant City Attorney |
| 422.5 | Assistant City Clerk |
| 429.0 | Assistant Civil Engineer |
| 433.0 | Assistant Director - Community Center |
| 433.0 | Assistant Director of Parks & Recreation |
| 436.0 | Assistant Director of Utility Services |
| 122.5 | Assistant Electrician |
| 123.0 | Assistant Industrial Waste Inspector |
| 120.5 | Assistant Laboratory Technician |
| 425.5 | Assistant Parks Construction Supervisor |
| 426.0 | Assistant Planner |
| 427.0 | Assistant Risk Manager |
| 426.0 | Assistant Shop Supervisor |
| 433.0 | Assistant to the City Manager |
| 432.0 | Associate Civil Engineer |
| 429.0 | Associate Planner |
| 420.5 | Benefits Technician |
| 428.0 | Budget Analyst |
| 122.5 | Building Inspector I |
| 125.5 | Building Inspector II |
| 426.5 | Building Maintenance Supervisor |

| Range No. | Title of Classification |
|---|---|
| 120.5 | Building Maintenance Worker |
| 120.5 | Cement Mason |
| 434.0 | Chief Building Official |
| 430.0 | Chief Electrician |
| N/A | Chief of Police |
| 428.0 | Chief of Survey Party |
| N/A | City Attorney |
| N/A | City Clerk and Auditor |
| N/A | City Manager |
| 119.5 | Civil Engineering Technician I |
| 122.5 | Civil Engineering Technician II |
| 125.5 | Civil Engineering Technician III |
| 127.5 | Civil Engineering Technician IV |
| 114.5 | Clerk Typist |
| 414.6 | Clerk Typist (Confidential) |
| 124.0 | Coach Mechanic |
| 419.5 | Claims Representative |
| 119.5 | Code Enforcement Specialist |
| 424.0 | Collections Supervisor |
| 426.5 | Community Center Events Coordinator |
| 426.5 | Community Center Operations Supervisor |
| 120.5 | Community Service Officer |
| 118.5 | Computer Operator |
| 127.5 | Construction Inspector |
| 124.5 | Crime Analyst |
| 118.5 | Data Processing Technician |
| 430.0 | Data Processing Manager |
| 427.0 | Deputy City Attorney I |
| 429.0 | Deputy City Attorney II |
| 420.5 | Deputy City Clerk |
| N/A | Deputy City Manager |
| 312.0 | Detective |
| N/A | Director of Engineering Services |
| N/A | Director of Finance |
| N/A | Director of Management Services |
| N/A | Director of Parking and Traffic |

Exhibit "H"

| Range No. | Title of Classification |
|---|---|
| N/A | Director of Parks and Recreation |
| N/A | Director of Planning and Community Development |
| N/A | Director of Utility Services |
| N/A | Economic Development Manager |
| 428.5 | Electrical Supervisor |
| 118.5 | Electrical Technician I |
| 120.5 | Electrical Technician II |
| 127.0 | Electrician |
| 116.5 | Engineering Contracts Specialist |
| 428.0 | Engineering Systems Manager |
| 122.5 | Equipment Crew Leader |
| 122.0 | Equipment Mechanic |
| 120.5 | Equipment Operator |
| 121.5 | Equipment Operator - Backhoe |
| 119.0 | Equipment Service Worker I |
| 120.5 | Equipment Service Worker II |
| 118.5 | Evidence and Property Specialist |
| 424.0 | Executive Assistant |
| 420.5 | Executive Secretary |
| 435.0 | Finance Division Manager |
| 531.0 | Fire Battalion Chief |
| 581.0 | Fire Battalion Chief (PERS Option) |
| 214.0 | Fire Captain |
| 264.0 | Fire Captain (PERS Option) |
| N/A | Fire Chief |
| 212.0 | Fire Engineer |
| 262.0 | Fire Engineer (PERS Option) |
| 123.0 | Fire Equipment Mechanic |
| 210.0 | Fire Fighter |
| 261.0 | Fire Fighter (PERS Option) |
| 208.0 | Fire Fighter Trainee |
| 123.5 | Fire Prevention Technician |
| 117.5 | Graphics and Drafting Technician |

| Range No. | Title of Classification |
|---|---|
| 426.0 | Historical Buildings Supervisor |
| 122.0 | Housing Conservationist |
| 122.0 | Housing Financial Specialist |
| 432.0 | Housing Program Officer |
| 122.0 | Housing Rehabilitation Specialist I |
| 125.0 | Housing Rehabilitation Specialist II |
| 123.0 | Industrial Waste Inspector I |
| 125.0 | Industrial Waste Inspector II |
| 128.0 | Instrument Repair Technician |
| 116.5 | Janitor |
| 122.5 | Janitor Supervisor |
| 126.0 | Junior Civil Engineer |
| 122.5 | Laboratory Technician |
| 113.5 | Laborer (Hourly rate only) |
| 426.0 | Landscape Designer |
| 126.0 | Lead Coach Mechanic |
| 124.0 | Lead Equipment Mechanic |
| 122.5 | Lead Traffic Painter |
| 418.6 | Legal Secretary |
| 423.5 | Legal Services Supervisor |
| 420.5 | Legal Services Technician |
| 120.5 | Maintenance Mechanic |
| 121.0 | Maintenance Mechanic - Parks |
| 121.0 | Maintenance Mechanic - Pumps |
| 122.0 | Maintenance Mechanic Crew Leader - Parks |
| 122.0 | Maintenance Mechanic Crew Leader - Pumps |
| 116.5 | Maintenance Worker I |
| 118.5 | Maintenance Worker II |
| 113.5 | Maintenance Worker Trainee |
| 428.0 | Management Analyst |
| 120.5 | Meter Reader/Repair Worker |
| 120.5 | Motor Sweeper Operator |
| 424.0 | Museum Supervisor |

| Range No. | Title of Classification |
|---|---|
| 122.5 | Nursery Propagator |
| 109.5 | Office Aide |
| 112.5 | Office Clerk |
| 412.6 | Office Clerk (Confidential) |
| 422.5 | Office Services Supervisor |
| 422.0 | Office Supervisor |
| 429.0 | Parking and Traffic Superintendent |
| 120.5 | Parking Meter Worker |
| 422.0 | Parks Construction Supervisor |
| 120.5 | Parks Crew Leader |
| 720.5 | Parks Crew Leader (Y Rate) |
| 424.5 | Parks Maintenance Supervisor I |
| 426.5 | Parks Maintenance Supervisor II |
| 429.0 | Parks Superintendent |
| 421.5 | Payroll Technician |
| 426.0 | Personnel Analyst |
| 432.0 | Personnel Manager |
| 419.5 | Personnel Technician |
| 126.5 | Plan Review Engineer |
| 117.5 | Planning Technician I |
| 120.5 | Planning Technician II |
| 123.5 | Planning Technician III |
| 123.0 | Plant Mechanic |
| 425.0 | Plant Mechanical Maintenance Supervisor |
| 632.0 | Police Captain |
| 114.5 | Police Clerk |
| 630.0 | Police Lieutenant |
| 310.0 | Police Officer |
| 308.0 | Police Officer Trainee |
| 425.0 | Police Records Supervisor |
| 628.0 | Police Sergeant |
| 432.0 | Principal Planner |
| 115.5 | Printing Services Operator |
| 113.5 | Printing Services Trainee |
| 123.0 | Programmer Analyst I |
| 126.0 | Programmer Analyst II |

| Range No. | Title of Classification |
|---|---|
| 430.0 | Property Agent |
| 426.0 | Public Information Officer |
| 124.0 | Public Services Inspector |
| 427.0 | Public Services Supervisor |
| 120.5 | Public Works Line Worker |
| 424.5 | Public Works Supervisor I |
| 426.5 | Public Works Supervisor II |
| 124.0 | Purchasing Assistant |
| 430.0 | Purchasing Officer |
| 112.5 | Receptionist |
| 429.0 | Recreation Superintendent |
| 426.0 | Recreation Supervisor |
| 426.0 | Recycling Program Coordinator |
| 432.0 | Risk Manager |
| 433.0 | Sanitary Engineer |
| 425.0 | Secondary Treatment Site Supervisor |
| 418.6 | Secretary |
| 127.5 | Senior Building Inspector |
| 426.0 | Senior Buyer |
| 434.0 | Senior Civil Engineer |
| 120.5 | Senior Computer Operator |
| 128.5 | Senior Construction Inspector |
| 432.0 | Senior Deputy City Attorney I |
| 435.0 | Senior Deputy City Attorney II |
| 116.5 | Senior Microfilm & Graphics Technician |
| 417.6 | Senior Personnel Clerk |
| 116.5 | Senior Police Clerk |
| 118.5 | Senior Printing Services Operator |
| 428.0 | Senior Programmer Analyst |
| 120.5 | Senior Storeskeeper |
| 123.0 | Senior Wastewater Treat. Plant Operator |
| 418.6 | Senior Word Processing Technician |
| 429.0 | Shop Supervisor |
| 424.5 | Social Services Coordinator |
| 430.0 | Solid Waste Program Manager |

| Range No. | Title of Classification |
|---|---|
| 115.5 | Stenographer Clerk |
| 415.6 | Stenographer Clerk (Confidential) |
| 118.5 | Storeskeeper |
| 429.0 | Streets Maintenance Superintendent |
| 120.5 | Street Trees Crew Leader |
| 430.0 | Supervising Accountant |
| 430.0 | Supervising Building Inspector |
| 430.0 | Supervising Construction Inspector |
| 428.0 | Supervising Housing Rehabilitation Spec't |
| 117.5 | Supply Specialist |
| 430.0 | Systems & Procedures Accountant |
| 434.0 | Traffic Engineer |
| 126.5 | Traffic Engineering Technician |
| 120.5 | Traffic Painter |
| 426.0 | Training Coordinator |
| 429.0 | Transit Manager |
| 427.0 | Treasury Accountant |
| 120.5 | Tree Trimmer |
| 720.5 | Tree Trimmer (Y-Rate) |
| 122.5 | Tree Trimmer Crew Leader |
| 424.5 | Warehouse Supervisor |
| 118.5 | Wastewater Treatment Plant Attendant |
| 120.5 | Wastewater Treatment Plant Operator |
| 429.0 | Wastewater Treatment Plant Supervisor |
| 432.0 | Water Quality Control Superintendent |
| 422.0 | Word Processing System Supervisor |
| 415.6 | Word Processing Technician I |
| 416.6 | Word Processing Technician II |
| 425.0 | Zoning Inspector |

| Range No. | Title of Classification |
|---|---|

Totals: 14 City Manager, Department Heads
214 Other
228

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1121

A RESOLUTION REVISING THE POSITION CLASSIFICATION PLAN FOR THE CITY OF MODESTO.

WHEREAS, a Position Classification Plan for the City of Modesto was adopted by Modesto City Council Resolution No. 67-77 pursuant to Rule 2 of the Personnel Rules and Regulations of the City of Modesto, and

WHEREAS, the City Manager has recommended to the Council amendments to the Position Classification Plan, and

WHEREAS, Rule 2.2 of the City of Modesto Personnel Rules provides that revisions to the Classification Plan shall be effective upon adoption of resolution of the City Council,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. CLASSIFICATION CREATED. The Position Classification Plan of the City of Modesto is hereby amended to create the following classification:

Assistant Laboratory Technician

The specification for the classification created, as shown on the attached Exhibit "A", which is hereby made a part of this resolution by reference, is hereby approved and made a part of the Position Classification Plan of the City of Modesto.

SECTION 2. CLASSIFICATIONS AMENDED. The Position Classification Plan of the City of Modesto is hereby amended to amend the following classifications:

Building Inspector I/II

Laboratory Technician

Senior Civil Engineer

The specifications for the classifications amended as shown on the attached Exhibits "B", "C" and "D", which are hereby made a part of this resolution by reference, are hereby approved and made a part of the Position Classification Plan of the City of Modesto.

SECTION 2. EFFECTIVE DATE. This resolution shall become effective on and after October 13, 1987.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13 day of October, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney



100787 3500CA

# ASSISTANT LABORATORY TECHNICIAN

## DEFINITION

Under general supervision, to collect, prepare and analyze samples to determine effectiveness of sewage treatment; and to do related work as required.

## DISTINGUISHING CHARACTERISTICS

Assistant Laboratory Technician is the entry level into this classification series. Those appointed are expected to perform the more routine tasks and to prepare themselves to advance to the next higher level. When there is a vacant position, promotion to Laboratory Technician may occur from an eligible list.

## EXAMPLES OF DUTIES

Learns to perform routine physical and chemical analyses of water, wastewater, sludge and receiving waters and other materials by standardized and predetermined methods; makes necessary arithmetical computations; prepares standard reagents and chemical solutions; collects samples; filters and weighs samples; makes test preparations; cleans and maintains laboratory equipment; records test data and keeps records pertaining to analysis; and makes bacterial tests on water and sewage.

## SPECIAL REQUIREMENTS

Possession of an appropriate operator's license issued by the California Department of Motor Vehicles;

Possession of Grade I Laboratory Analyst Certificate, as issued by the California Water Pollution Control Association, within 2 1/2 years of date of appointment. Failure to obtain such certificate will constitute grounds for dismissal from City service.

## EMPLOYMENT STANDARDS

Education and Experience:

Equivalent to completion of an Associate of Arts degree, including courses in organic and inorganic chemistry. Courses in sewage analysis, zoology and botany are desirable.

Exhibit "A"

Knowledge of:

Principles of chemistry, biology, and related sciences; procedures and materials used in chemical, biochemical, and bacteriological tests and analyses; laboratory equipment use, care, and maintenance; laboratory safety.

and

Ability to:

Learn to perform a variety of chemical, biochemical, and bacteriological tests; skillfully use laboratory equipment and materials; conduct chemical analysis and draw sound conclusions; maintain records and prepare reports; understand and carry out oral and written instructions; establish and maintain cooperative relationships with those contacted during the course of work.

BUILDING INSPECTOR I
BUILDING INSPECTOR II

## DEFINITION

This series specification describes two classes which have responsibilities to inspect buildings and structures in all stages of construction, alteration, and repair for conformance with approved plans; to review building plans and specifications; to enforce building, plumbing, mechanical, electrical, and zoning codes and ordinances; to issue building permits; to answer questions asked by the public; and to do other related work as required.

## DISTINGUISHING CHARACTERISTICS

Building Inspector I and II are distinguished by the Building Inspector II performing duties at the fully qualified working level. When the employee's employment history shows eighteen (18) months of satisfactory performance as a Building Inspector I, he/she will be promoted to Building Inspector II.

## EXAMPLES OF DUTIES

Makes field inspections of building construction, plumbing, and electrical installations in residential, business, or public buildings, insuring compliance with applicable codes, ordinances, and regulations; checks to see that buildings and structures are being constructed safely and in accordance with approved plans and specifications; insures that the proper quality building materials are being used; spots and insures the correction of defects in construction work, including electrical, plumbing, mechanical, framework, concrete, masonry, lathing, plastering, and tile construction; explains and interprets applicable codes for contractors and the general public; reviews new building construction plans for compliance with applicable codes; makes inspections of existing buildings to identify health hazards, safety hazards, structural failures, and maintenance needs; makes recommendations for amendments to building, plumbing, and electrical codes; issues building, plumbing and electrical permits; maintains records and prepares reports of inspections; prepares correspondence; provides information to the public regarding building, construction, and zoning requirements.

## EMPLOYMENT STANDARDS

### Experience:

#### Building Inspector I:

Three (3) years of experience in the building trades, involving work done in conformance with standard building, electrical, and/or plumbing codes.

Experience (Continued):

Building Inspector II:

Eighteen (18) months as Building Inspector I for the City of Modesto.

or

Two years experience with a public agency as a building inspector

(The following is desirable but not required: equivalent to a two (2) year (Associate) degree in an acceptable field of study including major coursework in construction technology or a related field.)

and

Knowledge of:

Federal, State, County, and City laws, codes and ordinances relating to building construction and zoning; types of building materials and variations in their quality; modern methods of building construction; acceptable health and safety standards in building construction; principles and techniques of building inspection.

and

Ability to:

Interpret and enforce provisions of applicable codes, ordinances, and regulations enforceable by the City; apply technical knowledge of building trades work; use sound inspection methods to examine workmanship and materials, and to detect deviations from plans, specifications, and standard installation practices; read and interpret diagrams, plans, and specifications; make arithmetical computations rapidly and accurately; maintain cooperative working relationships with engineers, architects, contractors, and the general public, regardless of race, creed, color, religion, sex or handicap.

and

Possession of a valid Class 3 operator's license issued by the California Department of Motor Vehicles.

Incumbents will be required to file a Statement of Economic Interests.

# LABORATORY TECHNICIAN

## DEFINITION

Under general supervision, to perform chemical analysis of influent and effluent, sludge, and other materials; and to do related work as required.

## EXAMPLES OF DUTIES

Conducts a variety of chemical, biochemical, and bacteriological tests of plant influent and effluent and bodies receiving such discharges; analyzes a variety of samples, including digester samples, raw sludge samples, influent and effluent samples, and activated sludge samples; runs tests to determine amounts and degree of pH, alkalinity, volatile acids, total solids, density, dissolved oxygen, organic material content, coliform bacteria, and residual chlorine; operates a variety of laboratory equipment including atomic absorption unit, automated ion analyzer, pH meters, scales, furnaces, autoclaves, titrators, incubators, and calculators; assists with performing chemical research activities; maintains, cleans, and cares for laboratory equipment and material; assists in keeping laboratory records and prepares laboratory reports.

## SPECIAL REQUIREMENTS

Possession of an appropriate operator's license issued by the California Department of Motor Vehicles.

Possession of Grade II Laboratory Analyst Certificate issued by the California Water Pollution Control Association, within one year of date of appointment. Failure to obtain the Grade II certificate as set forth above will constitute grounds for demotion to Assistant Laboratory Technician.

## EMPLOYMENT STANDARDS

Education and Experience:

Equivalent to completion of an Associate of Arts degree, including courses in organic and inorganic chemistry. Courses in sewage analysis, zoology and botany are desirable.

and

One (1) year of experience in a wastewater control facility or similar laboratory.

Knowledge of:

Principles of chemistry, biology, and related sciences; procedures and materials used in chemical, biochemical, and bacteriological tests and analyses; laboratory equipment use, care, and maintenance; laboratory safety.

and

Ability to:

Perform a variety of chemical, biochemical, and bacteriological tests; skillfully use laboratory equipment and materials; conduct chemical analysis and draw sound conclusions; maintain records and prepare reports; understand and carry out oral and written instructions; establish and maintain cooperative relationships with those contacted during the course of work.

DEFINITION

Under general direction, to supervise one or more major engineering functions; to perform the most difficult and complex professional office and field engineering work; and to do other related work as required.

DISTINGUISHING CHARACTERISTICS

Positions in this class assume supervisory responsibility for one or more major engineering functions and are assigned engineering staff engaged in a variety of phases of civil and/or sanitary engineering work. In addition, they are expected to perform the most difficult professional engineering technical and project management assignments.

EXAMPLES OF DUTIES

(Assignment to Civil Engineering): Supervises, coordinates and directs the activities related to one or more major engineering functions such as design, contract administration, permits, development review and surveying; supervises and performs engineering design calculations for buildings, water lines, sewer lines, water wells, sewage lift stations, and other public works related projects; supervises the drafting of construction plans, preparation of contract specifications, and writing agenda items for bidding and awarding of contracts; supervises issuance of curb, gutter, and sidewalk permits; reviews encroachment permits for work done in the public right-of-way; supervises and oversees the administration of City construction contracts including the negotiation and preparation of change orders and subcontracting provisions; supervises construction inspection activities; coordinates construction activities with outside agencies and other City departments; evaluates requests for time extensions and complaints received from the public; insures that subdivision improvements are constructed in accordance with plans and specifications; examines plans and specifications of commercial, industrial, public or other major developments to insure compliance with building codes and ordinances; advises architects, designers, contractors, and developers on code and design requirements; may act as resident engineer for the largest and most complex projects; performs structural calculations for reinforced concrete, masonry, and frame structures; makes special engineering studies and prepares reports; evaluates the work of subordinate personnel; participates in the preparation of the departmental budget; develops and administers Capital Improvement Program budgets; drafts proposed changes for the Municipal Code in areas related to engineering; supervises, assigns, and evaluates the work of subordinate personnel; may act as the department head in the absence of the Department Director.

(Assignment to Sanitary Engineering): Performs health related investigations, studies, and other engineering and regulatory activities involving domestic water supply, sewage treatment systems, sewage collection and disposal systems, and waste water reuse; reviews plans for sewage treatment plant improvements and proposed projects for waste water disposal or reuse to determine compliance with health and engineering standards and regulations;

approves industrial pretreatment systems and recommends changes; makes and checks engineering calculations, designs, drawings, maps and other engineering documents; consults with and advises a variety of health and other public officials, engineers, attorneys, water consumer groups, and others on water quality management plans, treatment facilities, research projects, policies and studies; enforces a wide variety of regulations and laws pertaining to public health; testifies at hearings and other judicial proceedings as technical expert in sanitary engineering; makes presentations to interested groups on a variety of health related water matters; conducts research projects involving waste water treatment or other health related water research; supervises, assigns, and evaluates the work of subordinate personnel; may act as the department head in the absence of the Department Director.

EMPLOYMENT STANDARDS

Experience/education:

Four (4) years of professional civil engineering experience, preferably including some experience in a supervisory capacity over other personnel.

(Possession of a master's degree in engineering may be substituted for one year of the required experience. Possession of a doctoral degree in engineering, or a closely related field, may be substituted for two years of the required experience.)

and

Equivalent to a four (4) year (Bachelor) Degree in an acceptable field of study. Additional qualifying experience may be substituted for the required education on a two years for one year basis.

and

Possession of a valid Certificate of Registration as a Civil Engineer issued by the State Board Registration for Professional Engineers; or the ability to obtain such registration in California within a six (6) month time period.

and

Knowledge of:

Civil: Principles of supervision, training and budget administration; advanced engineering principles and practices as applied to the field of municipal public works, including planning, development, design, and construction; technical, legal, and financial problems involved in the conduct of a municipal public works program; methods of preparing designs, plans, specifications, estimates, reports, and recommendations relating to proposed streets, sewers, and other public works related projects; building, electrical, and plumbing codes.

Knowledge of: (Cont.)

Sanitary: Principles of supervision, training and budget administration; sanitary engineering principles and practices, domestic water supply, sewage collection, treatment and disposal; refuse and industrial waste disposal systems; and purification processes; industrial waste disposal principles and practicies; principles and practices of environmental sanitation; public health principles, practices, and administrative procedures; sanitary engineering design and construction.

and

Ability to:

Civil: Supervise and personally perform the full range of difficult and complex professional engineering assignments such as design work, preparation of plans and specifications, field survey work, and related engineering work; prepare technical research work and make detailed analytical reports; examine and interpret plans and specifications and to communicate requirements to architects, contractors, and developers; assign, direct, and coordinate the work of subordinate personnel; officially sign and certify engineering plans, designs, and specifications; establish and maintain cooperative relationships with those contacted during the course of work.

Sanitary: Supervise and personally perform the full range of difficult and complex professional engineering assignments related to sanitary engineering, including preparing, reviewing, checking, and interpreting engineering plans, estimates, and specifications; interpret laws, rules, and regulations pertaining to public health engineering and water pollution control in California; speak and write effectively; analyze situations and interpret technical data accurately and adopt an effective course of action; prepare technical research work and make detailed analytical reports; assign, direct, and coordinate the work of subordinate personnel; establish and maintain cooperative relations with those contacted during the course of work.

and

Possession of a valid Class 3 operator's license issued by the Department of Motor Vehicles within one month of appointment.

All those appointed will be subject to a twelve (12) month probationary period. Satisfactory performance and recommendation of the department head are required to receive a regular appointment.

Incumbents will be required to file a Statement of Economic Interests.

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1122

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND BONZI SANITARY LANDFILL, INC. TO RECEIVE THE CITY'S GARDEN REFUSE MATERIALS, AND RESCINDING RESOLUTION NO. 87-584

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Bonzi Sanitary Landfill, Inc. to receive the City's garden refuse materials, be and it is hereby approved.

BE IT FURTHER RESOLVED that Resolution No. 87-584 authorizing an agreement with Wood Waste Recycling to receive the City's garden refuse materials, is hereby rescinded.

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 October, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

RESOLUTION NO. 87-1123 UNUSED

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1124

A RESOLUTION APPROVING AN AMENDED JOINT POWERS AGREEMENT BETWEEN THE CITY OF MODESTO AND THE STANISLAUS DRUG ENFORCEMENT AGENCY TO PROVIDE FOR INCLUSION OF THE CITY OF CERES IN THE AGENCY

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the amended joint powers agreement between the City of Modesto and the Stanislaus Drug Enforcement Agency to provide for inclusion of the City of Ceres in the Agency be, and it is hereby approved.

BE IT FURTHER RESOLVED that all sections of the Stanislaus Drug Enforcement Agency joint powers agreement remain in full force and effect, and execution of said amended 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 October, 1987, by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember Sutton , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1125

**A RESOLUTION SETTING TIME AND PLACE FOR HEARING** REGARDING A LETTER FROM MICHAEL NAVARRO, ON BEHALF OF ACME CONSTRUCTION REQUESTING REFUND OF CAPITAL ASSESSMENT FEES ON BUILDING LOCATED AT 1444 FLORIDA AVENUE

**BE IT HEREBY RESOLVED by the Council of the City of Modesto that** October 27, 1987 **, at** 7:30 **P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of** a letter from Michael Navarro, on behalf of Acme Construction, requesting refund of Capital Assessment Fees on a building located at 1444 Florida Avenue.

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 13th **day of** October **, 19** 87 **, by Councilmember** Lang **, who moved its adoption, which motion being duly seconded by Councilmember** Sutton **, was upon roll call carried and the resolution adopted by the following vote:**

**AYES: Councilmembers:** Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

**NOES: Councilmembers:** None

**ABSENT: Councilmembers:** None

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1126

**A RESOLUTION SETTING TIME AND PLACE FOR HEARING** REGARDING A LETTER FROM DAVID HOSMER REQUESTING A REFUND OF CAPITAL ASSESSMENT FEES

**BE IT HEREBY RESOLVED by the Council of the City of Modesto that** October 27, 1987 **, at** 7:30 **P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of** a letter from David Hosmer requesting a refund of Capital Assessment Fees.

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 13th **day of** October **, 19** 87 **, by Councilmember** Lang **, who moved its adoption, which motion being duly seconded by Councilmember** Sutton **, was upon roll call carried and the resolution adopted by the following vote:**

**AYES: Councilmembers:** Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

**NOES: Councilmembers:** None

**ABSENT: Councilmembers:** None

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1127

A RESOLUTION APPROVING FORMATION OF A GOLF COURSE ADVISORY COMMITTEE AND COMMITTEE CHARGE

WHEREAS, the Council of the City of Modesto has asked that a Golf Course Advisory Committee be formed to serve as an ad hoc committee to advise the Director of Parks and Recreation on matters relating to golf courses.

NOW, THEREFORE BE IT RESOLVED that the Golf Course Advisory Committee is hereby established with the following charge:

1. Study various methods of developing, financing and managing the proposed Dry Creek Golf Course; and

2. Study various methods of public and private operation and management of Dryden and 9-hole Municipal Golf Courses; and

3. Develop a report and make recommendations as a result of the study by January 26, 1988.

BE IT FURTHER RESOLVED that the committee shall consist of eleven members, including the following members:

Gary Amador and Mike Stepanski (Modesto City Schools District)

Mary Ross (Junior College District)

Glenn Streeter, Stan Pavko and Leon LaFaille (Golfers-at-Large)

and one member from each of the following golf clubs:

Muni Niners

Drydens Womens Club

Modesto Mens Golf Club

SIRS

Mexican/American Golf Association

BE IT FURTHER RESOLVED the Committee shall designate a chairman and vice-chairman from among its members, and they shall serve until completion of the charge.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of October, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle

NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1128

A RESOLUTION AMENDING RESOLUTION NO. 87-498 ENTITLED "A RESOLUTION ESTABLISHING CAPITAL FACILITIES FEES" AND RESCINDING RESOLUTION NO. 87-1039.

WHEREAS, Section 8-1.904 of the Modesto Municipal Code authorizes the Council by resolution to establish the amount of capital facilities fees to be charged new construction, including the expansion of and/or the addition to an existing structure, to mitigate an unfunded portion of the determined impact of the development, and

WHEREAS, Section 8-1.903 of the Modesto Municipal Code defines various types of uses which contribute to the impact of development on the City, and

WHEREAS, it is in the best interests of the City of Modesto for capital facilities fees to be adjusted annually in accordance with changes in the Building Cost Index (BCI) published by the Engineering News Record, and

WHEREAS, between June 1987, and August 1987, the BCI increased by 1.23%,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. Paragraph 1 of Resolution No. 87-498 as amended by Resolution No. 87-1039 is hereby amended to read as follows:

"1. Amount of Capital Facilities Fees. The amount of Capital Facilities Fees to be paid by developers shall be:

a. For each Low Density Residential Use to be constructed the developer shall pay a capital facilities fee of One Thousand Four Hundred-Thirty-Four Dollars ($1,434.00) per unit.

b. For each Medium Density Residential Use to be constructed the developer shall pay a capital facilities fee of One Thousand Sixty-Four Dollars ($1,064.00) per unit.

c. For each Medium High Density Residential Use to be constructed the developer shall pay a capital facilities fee of Eight Hundred Eighteen Dollars ($818.00) per unit.

d. For each Care Home Use to be constructed the developer shall pay a capital facilities fee of Twenty-Seven Cents ($0.27) per square foot of building space.

e. For each Church Use to be constructed the developer shall pay a capital facilities fee of Thirty-Two Cents ($0.32) per square foot of building space.

f. For each Office Use to be constructed the developer shall pay a capital facilities fee of Eighty-Five Cents ($0.85) per square foot of building space.

g. For each School Use to be constructed the developer shall pay a capital facilities fee of Thirty-Two Cents ($0.32) per square foot of building space.

h. For each Commercial Use to be constructed the developer shall pay a capital facilities fee of One Dollar Sixty Cents ($1.60) per square foot of building space.

i. For each Fast Food Restaurant Use to be constructed the developer shall pay a capital facilities fee of Seven Dollars Forty-Four Cents ($7.44) per square foot of building space.

j. For each Convenience Mart Use to be constructed the developer shall pay a capital facilities fee of Eight Dollars Thirty-Nine Cents ($8.39) per square foot of building space.

k. For each Industrial Use to be constructed the developer shall pay a capital facilities fee of Twenty Cents ($0.20) per square foot of building space.

l. For each hospital use to be constructed the developer shall pay a capital facilities fee of Fifty-Five Cents ($0.55) per square foot of building space."

SECTION 2. RESCINDS. This resolution shall rescind Resolution No. 87-1039.

SECTION 3. EFFECTIVE DATE. This resolution shall be effective on and after January 1, 1988.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of October, 1987, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
CITY ATTORNEY'S OFFICE

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1129

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING CLOSED-CIRCUIT TELEVISION EQUIPMENT

BE IT HEREBY RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. The plans and specifications for the purchase of closed-circuit television equipment requested by the Utility Services Department copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on November 17, 1987, at 3:00 p.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of October, 1987, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1130

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR CONSTRUCTION OF FIXED FILM REACTOR NO. 3, OXIDATION PONDS, WASTEWATER TREATMENT PLANT ADDITION

BE IT HEREBY RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. The plans and specifications for construction of fixed film reactor No. 3, oxidation ponds, wastewater treatment plant addition copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on November 24, 1987, at 11:00 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of October, 19 87, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1131

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR PROPOSALS FOR FURNISHING CATERING SERVICES FOR THE CENTRE PLAZA

BE IT HEREBY RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. The plans and specifications for proposals for furnishing catering services for the Centra Plaza

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on November 17, 1987, at 3:05 p.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of October, 19 87, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1132

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR PROPOSALS FOR FURNISHING CONCESSIONAIRE SERVICES FOR THE CENTRE PLAZA

BE IT HEREBY RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. The plans and specifications for proposals for furnishing concessionaire services for the Centre Plaza copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on November 17, 1987, at 3:10 p.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of October, 1987, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1133

A RESOLUTION ACCEPTING THE BID OF M & M ELECTRIC COMPANY FOR TIME BASE COORDINATION ON BRIGGSMORE AVENUE AND THE MODIFICATION OF THE TRAFFIC SIGNAL AT BRIGGSMORE/OAKDALE

WHEREAS, Resolution No. 87-1030 adopted by the Council of the City of Modesto on September 8, 1987, approved the plans and specifications for the time base coordination on Briggsmore Avenue and the modification of traffic signal at Briggsmore/Oakdale and authorized the calling for bids; and

WHEREAS, the bids received for the time base coordination on Briggsmore Avenue and the modification of the traffic signal at Briggsmore and Oakdale were opened at 11:00 a.m. on October 13, 1987, and later tabulated by the Director of Traffic Parking and/ for the consideration of the Council; and

WHEREAS, the Director of Traffic Parking and/ has recommended that the bid of M & M Electric Company in the amount of $84,291 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of M & M Electric Company in the amount of $84,291 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of October, 1987, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1134

A RESOLUTION ACCEPTING THE CONSTRUCTION OF ORCHARD PARK SIDEWALKS AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering , that the construction of the Orchard Park sidewalks

has been completed by George Reed, Inc.
in accordance with the contract agreement dated August 11, 1987 .

NOW, THEREFORE, BE IT RESOLVED that the construction of Orchard Park sidewalks

be accepted from said contractor, George Reed, Inc. ;
that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $24,622.08 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of October, 19 87 by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1135

A RESOLUTION ACCEPTING THE "K" STREET WATERLINE EXTENSION FROM 8TH STREET TO 9TH STREET AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering, that the "K" Street waterline extension from 8th Street to 9th Street

has been completed by Rolfe Construction

in accordance with the contract agreement dated December 9, 1986.

NOW, THEREFORE, BE IT RESOLVED that the "K" Street waterline extension from 8th Street to 9th Street

be accepted from said contractor, Rolfe Construction;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $50,432 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of October, 1987, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1136

A RESOLUTION GRANTING AN ENCROACHMENT PERMIT TO RICHARD SINCLAIR AND/OR JAMES A. SORENSON TO ALLOW A SIX-FOOT HIGH MASONRY WALL TO BE INSTALLED AT 901 MC HENRY AVENUE, EIGHTEEN INCHES WITHIN THE RIGHT OF WAY ALONG GRISWOLD AVENUE WHERE IT INTERSECTS WITH MC HENRY AVENUE.

WHEREAS, an application for an encroachment permit has been filed by Vern Fergel, A.I.A., on behalf of Richard Sinclair and/or James A. Screnson to allow a six-foot high masonry wall to be installed at 901 McHenry Avenue, eighteen inches within the right of way along Griswold Avenue where it intersects with Mc Henry Avenue, and

WHEREAS, said application was considered by the City Council at its meeting of October 20, 1987,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby authrozes an encroachment permit to be issued to Richard Sinclair and/or James A. Screnson to allow a six-foot high masonry wall to be installed at 901 McHenry Avenue, eighteen inches within the right of way along Griswold Avenue where it intersects with Mc Henry Avenue, subject to the conditions contained in the application, a copy of which application is attached hereto and marked Exhibit "A".

BE IT FURTHER RESOLVED that the City Clerk shall cause a certified copy of this resolution attested under the seal of the City, to be recorded in the Office of the County 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 October, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney



102087

3541CA

City of Modesto

Date: 9.14.87

APPLICATION FOR ENCROACHMENT PERMIT

As provided in Section 7-1.106 of the Modesto Municipal Code, I apply for an Encroachment Permit.

My name is [illegible] SINCLAIR and for JAMES A. GREENSON

My mailing address is 1470 F ST MODESTO CA 95354

The location of the property at which the proposed encroachment is to be made is 901 McHENRY AVE

The name of the person who will perform the work is [illegible] CONV. MODESTO

The nature, dimensions, and description of the proposed work or encroachment is [illegible] GREEN FENCE ON GRISWOLD AVE MODESTO ENCROACHING APPROX. 18" AT EXISTING LIGHT WELL

The encroachment is necessary for the full use and enjoyment of my property because TRAFFIC & NOISE CREATES EFFICIENCY

There is no other reasonable or convenient place that I can construct or install the encroachment.
The encroachment will not be unsightly or create a nuisance.
The encroachment will not unreasonably interfere with the right of the public in the sidewalk-planter area in the adjacent street.
The encroachment will be constructed or installed in such a manner that it will not be a hazard to the public in the sidewalk-planting area or in the adjacent street.
The encroachment can be removed at any time in the future that the permit may be revoked.

If the permit is issued, I agree to the following conditions:

1. I will indemnify and hold the City of Modesto and its officers, agents and employees free and harmless from any and all damages, costs, charges or liability of any kind or character that may arise out of, relate to, or in any way be connected with the exercise of the rights granted the permittee by this permit.

2. I will defend, at my own cost and expense, any and all lawsuits that may arise out of or be connected in any way with the exercise of the right granted by this permit.

3. I will comply with all laws, ordinances, and regulations of the City of Modesto, County of Stanislaus, and State of California that relate to or affect the right granted by this permit.

Exhibit "A"



112382

0615P00[illegible]pc

outstanding, a policy of public liability insurance covering any and all claims for bodily injury, sickness and disease, including death resulting therefrom, or damage to property arising from the use of the sidewalk area for the herein permitted encroachment. Said insurance shall be in the amount of One Hundred Thousand Dollars ($100,000.00) for any one person and Three Hundred Thousand Dollars ($300,000.00) for any one accident or occurence for bodily injury, sickness and disease, including death resulting therefrom, and One Hundred Thousand Dollars ($100,000.00) for claims for property damage. The policy of insurance so obtained shall contain a contractural liability endorsement covering the liability assumed by permittee under the terms of this permit. A certificate evidencing the policy of public liability insurance shall be filed and maintained with the City Clerk and shall provide that the policy may not be cancelled except after thirty (30) days' notice in writing to the City Clerk.

5. I will install and maintain the encroachment in such a manner that it shall not become a nuisance or be hazardous to the public using the sidewalk area.

6. I will install and maintain the encroachment to the satisfaction of the Director of Engineering Services.

7. I understand that this permit will be binding on all successors, assigns and heirs of the permittee.

8. I understand this permit will be revocable at any time by the City Council.

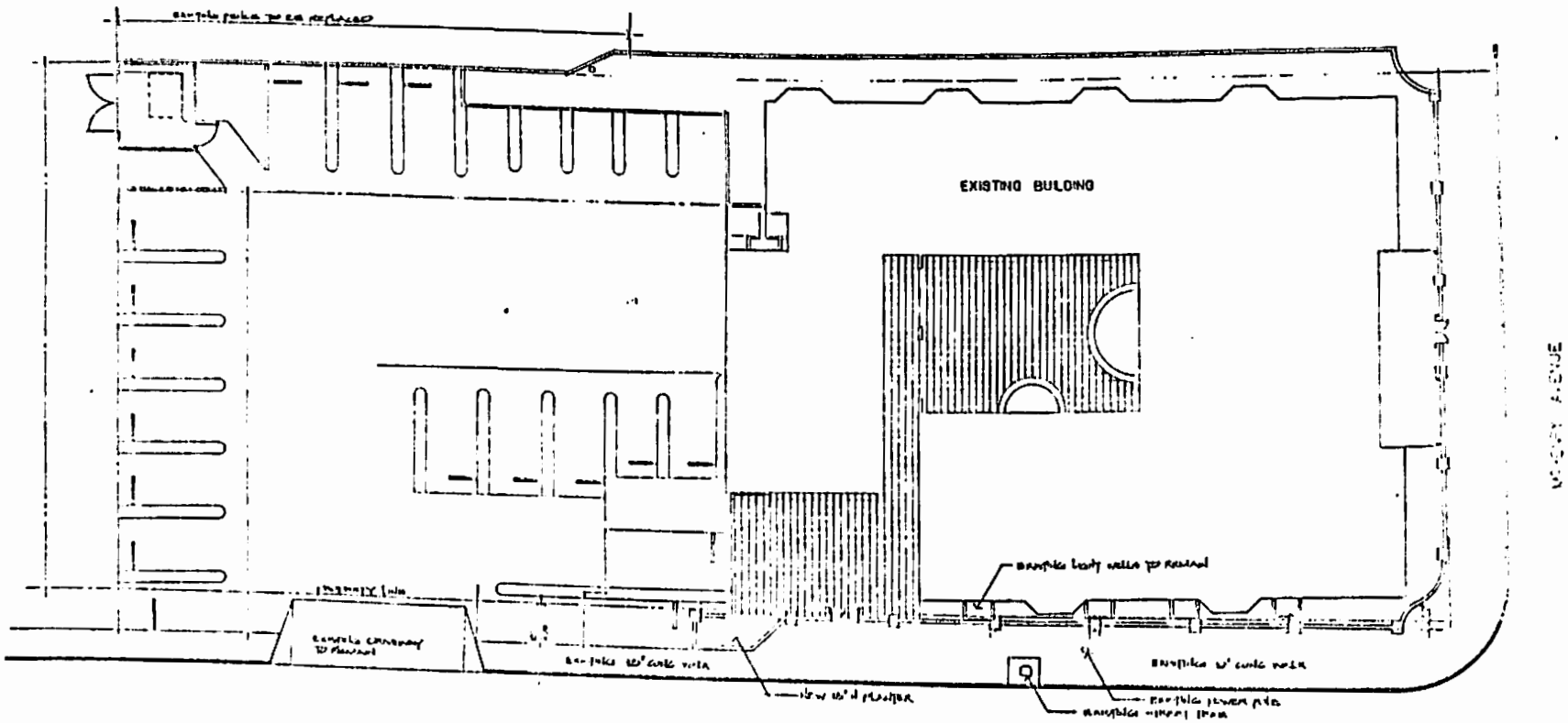
9. I understand I must accept this permit and all of its conditions in writing, and no right or privileges shall be conferred by the permit until it has been so accepted, and a certificate evidencing the required insurance has been filed with the City Clerk.

10. I understand that:

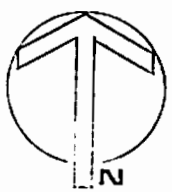
    a. Action by the City Council does not in itself constitute a permit, but it is normally an authorization for the City staff to issue an encroachment permit.

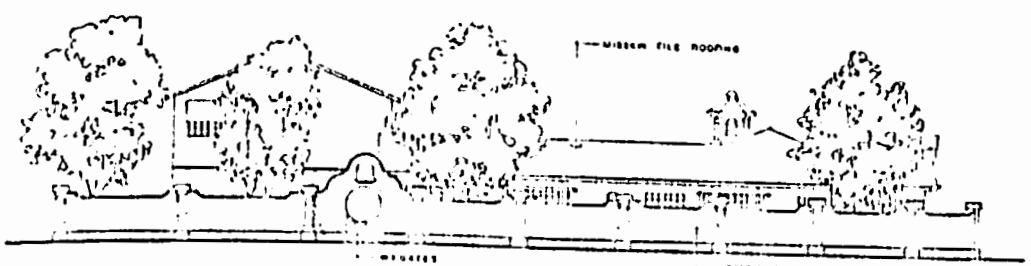
    b. If the City Council acts affirmatively on this application, that I must appear at the Engineering Services Permits Section, Second Floor of City Hall, to obtain the actual encroachment permit and to pay the prescribed permit fees.

Signature of Applicant

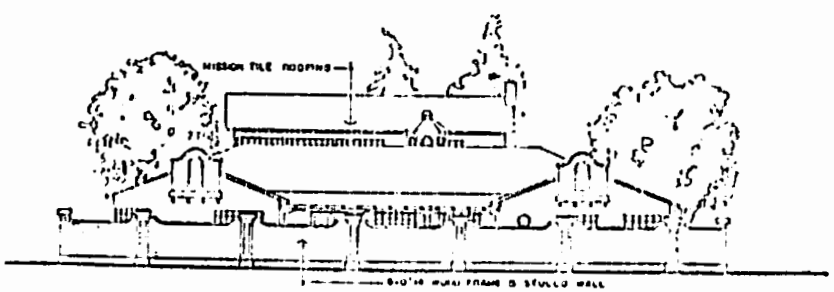



SITE PLAN




GRISWOLD AVENUE ELEVATION




Mt HENRY AVENUE ELEVATION

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1137

A RESOLUTION APPROVING AMENDED AGREEMENT BETWEEN THE CITY OF MODESTO AND CALIFORNIA AIR CHARTER, INC. TO REFLECT NAME CHANGE TO AMERIFLIGHT, INC.

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the amended agreement between the City of Modesto and California Air Charter, Inc. to reflect name change to Ameriflight, Inc.

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of October, 1987, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Mayor Mensinger |

ATTEST: Norraine Coyle
NORRAINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1138

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND** BRETHREN COMMUNITY SERVICES FOR FUNDING OF BUILDING IMPROVEMENTS AT WESTCARE, UNDER THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FOR 1987-88

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Brethren Community Services for funding of building improvements at Westcare, 918 Sierra Drive, under the Community Development Block Grant Program for 1987-88

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of October, 1987, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1139

A RESOLUTION RE-APPOINTING MEMBERS OF THE FARM-CITY ADVISORY COMMITTEE (TOM CICCARELLI, ELDON GLENN) AND APPOINTING NEW MEMBER (JANICE GRAY)

BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. The following persons are hereby appointed to the Farm-City Advisory Committee for the respective terms as indicated:

Reappointed: Tom Ciccarelli - term to expire 5/1/91
Eldon Glenn - term to expire 5/1/91

Appointed: Janice Gray - term to expire 5/1/90

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed member of the Farm-City Advisory Committee and the Secretary thereof.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of October, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, CITY CLERK

Committees

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1140

A RESOLUTION APPOINTING MEMBERS OF THE MODESTO YOUTH COMMISSION

WHEREAS, Section 1102 of the Charter of the City of Modesto authorizes the City Council to appoint members to various Boards and Commissions;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. The following persons are hereby appointed to the Modesto Youth Commission for the respective term as indicated:

See Schedule "A" attached

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed members of the Modesto Youth Commission and the Secretary thereof.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of October, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

Beyer High School

Suzi Doxey (Jr.)
3425 Mansfield, Modesto, CA 95350
529-1231 (through June 1989)

Erin Higby (Sr.)
1825 Murrietta Lane, Modesto, CA 95355
523-3499 (through June 1988)

Central Catholic High School

Kristine Van Tress (Sr.)
3121 Mason Way, Modesto, CA 95355
522-9341 (through June 1988)

Denise Shanahan (Jr.)
2624 E. Orangeburg, Modesto, CA 95355
526-3125 (through June 1989)

Davis High School

Jason Kimbraugh (Jr.)
1145 Myrtle, Modesto, CA 95354
526-2368 (through June 1989)

Carrie Cardoza (Sr.)
235 Del Cielo, Modesto, CA 95356
545-1722 (through June 1988)

Downey High School

Jennifer Henry (Sr.)
3000 Scenic, Modesto, CA 95355
577-6158 (through June 1988)

Kim Shanks (Jr.)
721 Leytonstone Avenue, Modesto, CA 95355
526-8145 (through June 1989)

Modesto Christian High School

Don Jordan (Jr.) - Vice Chairperson
3729 Dragoo Park Dr., Modesto, CA 95356
524-9353 (through June 1989)

Jim Munoz (Sr.)
1916 Chelwood, Modesto, CA 95355
524-4659 (through June 1988)

Modesto High School

Sean Caster (Sr.) - Chairperson
1424 Picardy Drive, Modesto, CA 95351
526-3993 (through June 1988)

Chris Peterson (Jr.)
222 High Street, Modesto, CA 95354
529-1059 (through June 1989)

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1141

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR PLANNED DEVELOPMENT ZONE, P-D(436). (BETHEL CHURCH)

WHEREAS, the City Council, by Ordinance No. 1931-C.S. which was introduced on March 25, 1980, finally adopted on April 1, 1980, and which became effective on May 1, 1980, amended Section 23-3-9 of the Zoning Map to reclassify from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(260), property located on the north side of Scenic Drive, west of McGuire Drive, to allow a two-story office and financial building, and

WHEREAS, City Council Resolution No. 80-274 was adopted on March 25, 1980, and approved the development plan containing the conditions of approval and the development schedule specifying construction to be in one phase, and

WHEREAS, a verified application for an amendment to Section 23-3-9 of the Zoning Map was filed by Bethel Church on August 21, 1987, to rezone from Low Density Residential Zone, R-1, and Planned Development Zone, P-D(260), to a new Planned Development Zone, to allow a combination church, elderly housing complex, and a 24-hour elderly care facility, property located on the north side of Scenic Drive, west of McGuire Drive, described as follows:

R-1 to P-D

All that certain real property situate in a portion of the Southwest quarter of Section 23, Township 3 South, Range 9 East, Mount Diablo Base and Meridian and lying in the City of Modesto, State of California, more particularly described as follows:

Commencing at the Southwest corner of Parcel "1" as shown on the map recorded in Book 35 of Parcel Maps, at Page 69, Stanislaus County Records, said corner lies on the Northerly right-of-way line of 80.00 foot wide Scenic Drive, thence North 00°53'50" West, 704.30 feet; thence South 74°46'50" East, 258.43 feet; thence South 00°53'50 East, 319.79 feet; thence South 88°43'38" East, 422.60 feet

to a point on the Westerly right-of-way line of McGuire Drive, said point lies on a curve, from which a radial line bears North 66°50'34" West, said curve has a radius of 420.00 feet and a central angle of 08°18'16"; thence Southwesterly along the arc of said curve and said Westerly right-of-way line of McGuire Drive, 60.87 feet to a point of reverse curvature; said curve has a radius of 480.00 feet and a central angle of 30°11'20"; thence Southerly along the arc of said curve and said Westerly right-of-way of McGuire Drive, 252.91 feet; thence South 01°16'22" West along said Westerly right-of-way line, 91.29 feet to the beginning of a tangent curve concave to the Northwest, having a radius of 15.00 feet and a central angle of 90°00'00"; thence Southwesterly along the arc of said curve, 23.56 feet to a point on the North right-of-way line of said Scenic Drive; thence North 88°43'38" west along said North right-of-way line of Scenic Drive, 250.68 feet to the beginning of a curve, concave to the Northeast, having a radius of 517.96 feet and a central angle of 21°47'59"; thence Northwesterly along the arc of said curve and said North right-of-way line, 197.07 feet; thence North 66°58'08" West along the said North right-of-way line 117.35 feet to the Southwest corner of Parcel "1" and the point of beginning of this description.

Including also the western one-half of McGuire Drive and the northern 55.00 feet of Scenic Drive immediately adjacent to the above described property.

P-D(260) To P-D

All that certain real property situate in a portion of the Southwest quarter of Section 23, Township 3 South, Range 9 East, Mount Diablo Base and Meridian and lying in the City of Modesto, State of California, more particularly described as follows:

Commencing at the Southwest corner of Lot "1" (common area), Block 1403 of North Creek Townhomes, as shown on the map recorded in Volume 29 of Maps, at Page 59, Stanislaus County Records, said corner lies on the Northerly right-of-way line of 80.00 foot wide Scenic Drive, thence North 01°03'32" West, 252.96 feet; thence South 89°18'42" West, 270.22 feet; thence North 00°11'42" East, 463.30 feet; thence North 89°18'42" East, 151.60 feet; thence North 0°55'14" West, 4.73 feet; thence South 74°56'40" East, 206.58 feet; thence South 01°03'32" East, 704.23 feet to a point on said Northerly right-of-way line of Scenic Drive; thence North 67°08'06" West along said Northerly right-of-way line, 98.46 feet to the point of beginning.

Including also the northern 55.00 feet of Scenic Drive located immediately adjacent to the above described property.

and

WHEREAS, after a public hearing held on September 28, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, it was found and determined by the Planning Commission, by its Resolution No. 87-167, that rezoning of the property is required by public necessity, convenience and general welfare for the following reasons:

1. The property conforms to locational criteria for senior housing, being served by commercial areas, bus routes, and yet is tucked back away from the major street for peace and quiet.

2. The site plan is upgraded to assure privacy to neighbors across the alley on the north side by providing increased setbacks and use of heavy screen landscaping.

and

WHEREAS, after a public hearing held on October 27, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of Bethel Church for a Planned Development Zone should be granted as consonant with public necessity, convenience and general welfare for the reasons set forth in Planning Commission Resolution No. 87-167 and quoted above, and

WHEREAS, the Council has introduced Ordinance No. 2558 -C.S. on the 27 day of October, 1987, reclassifying the above-described property from Low Density Residential Zone, R-1, and Planned Development Zone, P-D(260), to Planned Development Zone, P-D(436).

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. DEVELOPMENT PLAN. The development plan for Planned Development Zone, P-D(436), is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan and floor plans titled "Bethel Retirement Community" as amended in red, stamped approved by the Planning Commission on September 28, 1987.

2. Prior to the issuance of a building permit, a landscaping and irrigation plan shall be approved by the Director of Parks and Recreation. Evergreen screen landscaping shall be installed along the north, east, and west property lines as indicated on the approved plan. Landscaping and the irrigation system shall be installed and maintained in accordance with the approved plan.

3. Fences or walls shall be constructed prior to occupancy and shall be as follows:

   Six-foot wood fence with decorative masonry pilasters on the entire periphery.

4. All landscaping, fences, and walls shall be maintained and the premises shall be kept free of weeds, trash, and other debris.

5. The Scenic Drive frontage of Parcel A shall be improved to major street standards prior to the occupancy of any structures or when requested by the Director of Engineering Services to alleviate a health, safety, or traffic problem in the area.

6. Prior to issuance of a building permit, improvement plans for required improvements shall be prepared by a registered civil engineer and approved by the Director of Engineering Services. Improvements shall be constructed in accordance with the approved plans.

7. Prior to issuance of a building permit the developer shall dedicate public utility easements as required by the utility companies and the Director of Engineering Services.

8. Irrigation lines shall be removed, relocated, or protected as required by the Modesto Irrigation District and the Director of Engineering Services. Easements for irrigation lines to remain shall be dedicated.

9. All outdoor lighting shall be shielded from adjacent residential properties as required by the Director of Engineering Services.

10. Trash bins shall be kept in enclosures in accordance with the approved plan, and shall be constructed of building materials consistent with those used in the major buildings as approved by the Director of Planning and Community Development.

11. The developer shall, in a manner approved by the City Attorney, provide a vehicular accessway for on-site traffic circulation for the benefit of all three parcels, substantially as shown in red on the plot plan.

12. All signs shall comply with the sign requirements of the R-1 Zone.

13. Prior to the issuance of a building permit for any structure, a parcel map shall be recorded.

14. Each parcel shall be served with separate sewer and water service as approved by the Director of Engineering Services.

15. This residential portion of development shall be designed specifically for occupancy by the elderly, and to the extent permitted by law, occupancy shall be limited to persons 62 years of age and older, their spouses, and persons who are physically handicapped. Any proposed change in occupancy shall be preceded by notice to the respective school district by the applicant.

16. All curbcuts serving two-way driveways shall be 41 feet in width.

17. Prior to issuance of a building permit, the developer shall show on the plans submitted to Building Inspection all fire hydrants as required by the Fire Chief. All hydrants required by the Fire Chief shall be installed and operable prior to construction of any structures.

18. Obscure windows shall be employed on the three north-facing building walls of the Phase I and Phase II buildings.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned Development Zone, P-D(436):

Phase I to be the Senior Retirement Community building, construction to start on or before September 28, 1989, and completion to be by September 28, 1990.

Phase II to be the 24-hour adult personal care facility, construction to start on or before September 28, 1990, and completion to be by September 28, 1991.

Phase III to be the church sanctuary, construction to start on or before September 28, 1991, and completion to be by September 28, 1992.

SECTION 3. CHANGES IN DEVELOPMENT PLAN. Any changes in the above-approved development plan shall be made in accordance with the provisions of Section 10-2.1709 of the Modesto Municipal Code.

SECTION 4. COMPLIANCE WITH CODE PROVISIONS, ETC. In all other respects said planned development shall be accomplished in accordance with and in strict adherence to the provisions of Article 17 of Title X of the Modesto Municipal Code relating to Planned Development Zones and other applicable City laws, rules, regulations and procedures.

SECTION 5. EFFECTIVE DATE. This resolution shall not become effective unless and until the ordinance reclassifying the above-described property to Planned Development Zone, P-D(436), becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27 day of October, 1987, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

APPROVED AS TO DESCRIPTION:

By
Department of Planning and Community Development



102187

3524CA

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1142

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION MAP 23-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON FROM R-1 AND P-D(260) TO P-D(436) (BETHEL CHURCH)

WHEREAS, on October 27, 1987, the City Council introduced Ordinance No. 2558-C.S. giving approval to a project relating to an amendment to Section Map 23-3-9 of the Zoning Map of the City of Modesto to reclassify from Low Density Residential Zone, R-1, and Planned Development Zone, P-D(260), to Planned Development Zone, P-D(436), property located on the north side of Scenic Drive, west of McGuire Drive, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to an amendment to Section Map 23-3-9 of the Zoning Map of the City of Modesto to reclassify from Low Density Residential Zone, R-1, and Planned Development Zone, P-D(260), to Planned Development Zone, P-D(436, property located on the north side of Scenic Drive, west of McGuire Drive.



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The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27 day of October, 1987, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney



98CA

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1143

A RESOLUTION GRANTING REFUNDS TO PROPERTY OWNERS RELATING TO CAPITAL FACILITIES FEES ASSESSED ON REMODELING EXISTING DWELLINGS.

WHEREAS, by a report to the City Manager dated October 19, 1987, the Director of Engineering Services of the City of Modesto reported that several building permits approved and issued by the Building Inspection Division for remodeling existing dwellings had been assessed with Capital Facilities Fees, and

WHEREAS, said report further indicated that due to misinformation permit applicants were advised that Capital Facilities Fees would not be assessed, and

WHEREAS, permit applicants had attested to the Building Inspection staff that permits could have been taken out prior to the effective date of said Capital Facilities Fees had they been given correct information, and

WHEREAS, by Resolution No. 87-1126 adopted on October 13, 1987, the Council of the City of Modesto set October 27, 1987, at 7:30 p.m. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, as the time and place for consideration of refunds to property owners relating to Capital Facilities Fees assessed on remodeling existing dwellings, and

WHEREAS, at said meeting, after hearing evidence both oral and documentary, the Council of the City of Modesto found and determined that refunds for Capital Facilities Fees assessed under these circumstances, which were misleading to the permit applicants regarding building permits issued for remodeling existing dwellings, should be refunded,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby authorizes Capital Facilities Fees assessed on remodeling existing dwellings to be refunded as follows:

| Permit No. | Address - Property Owner | Capital Facilities Fees |
|---|---|---|
| 61716D | 318 Magnolia/Hosmer | $ 906.88 |
| 61480D | 904 Yale/Condit | 756.18 |
| 63272D | 933 College/Mineni | 99.19 |
| 62790D | 1413 Raquel/Sayad | 283.40 |
| 62611D | 1225 Brady/Siefkin | 155.87 |
| 62631D | 314 Cypress/Johnston | 99.19 |
| 62780D | 1205 Trinity/Ninaw | 255.06 |

BE IT FURTHER RESOLVED that Permit No. 62565D, 320 Floyd/Arnold, in the amount of $1,051.00 is hereby waived, as recommended by the Director of Engineering.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of October, 1987, by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Patterson, Whiteside, Mayor pro tem McGrath

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton, Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1144

A RESOLUTION GRANTING IN PART AND DENYING IN PART THE APPEAL OF PRATT AND NAVARRO ARCHITECTURE, ON BEHALF OF ACME CONSTRUCTION, TO THE CAPITAL FACILITIES FEES LEVIED AGAINST THE MEDICAL OFFICE BUILDING LOCATED AT 1444 FLORIDA AVENUE.

WHEREAS, the Capital Facilities Fees became effective on any building permit that was issued subsequent to July 1, 1987, and

WHEREAS, the Building Inspection Department levied Capital Facilities Fees for the medical office building at 1444 Florida Avenue in the amount of $14,044.80 for office space and $7,532.28 for the basement parking area for a total of $21,577.08, and

WHEREAS, Michael Navarro of Pratt and Navarro Architecture, on behalf of Acme Construction, by letter dated September 21, 1987, requested a refund for Capital Facilities Fees levied against the medical office building at 1444 Florida Avenue, and

WHEREAS, said appeal was set for public hearing before the Council of the City of Modesto at its regular meeting place located in the Council Chambers in the City Hall, 801 11th Street, Modesto, California, at 7:30 p.m., on October 27, 1987, and

WHEREAS, at said meeting, after hearing evidence both oral and documentary, the Council of the City of Modesto found and determined that the appeal of Pratt and Navarro, on behalf of Acme Construction, to the administrative actions taken by the Building Inspection Department as to the assessment of the Capital Facilities Fees on the medical office building

located at 1444 Florida Avenue should be granted as to the refund of the basement parking area in the amount of $7,532.28, and the appeal to the Capital Facilities fees for the office space in the amount of $14,044.80 should be denied,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

1. APPEAL GRANTED. The Council hereby grants the appeal of Pratt and Navarro, on behalf of Acme Construction, and refunds the assessment of the Capital Facilities Fees for the basement parking area in the amount of $7,532.28.

2. APPEAL DENIED. The Council hereby denies the appeal of Pratt and Navarro, on behalf of Acme Construction, to the assessment of the Capital Facilities Fees on the medical office building located at 1444 Florida Avenue in the amount of $14.044.80.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of October, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney



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MODESTO CITY COUNCIL
RESOLUTION NO. 87-1145

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE BOILER REPLACEMENT 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 boiler replacement at the sewage treatment plant

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on November 17, 1987, at 11:00 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of October, 1987, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1146

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING ONE COPY MACHINE

BE IT HEREBY RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. The plans and specifications for purchasing one copy machine

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on November 25, 1987, at 3:00 p.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of October, 1987, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1147

A RESOLUTION ACCEPTING THE BIDS OF SEEK SYSTEMS, CALIFORNIA COMPUTER EXCHANGE AND MICROTEK CORP. FOR FURNISHING WANG COMPUTER EQUIPMENT

WHEREAS, Resolution No. 87-1056, adopted by the Council of the City of Modesto on September 15, 1987, approved the plans and specifications for the purchase of Wang computer equipment and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of Wang computer equipment were opened at 3:00 p.m. on October 6, 1987, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bids of Seek Systems for work stations and disk drive in the amount of $48,601, California Computer Exchange for Laser Printers in the amount of $20,750.56, and Microtek Corp. for cable concentrator and assemblies in the amount of $1,484 be accepted as the lowest responsible bids.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that the bids of Seek Systems, California Computer Exchange and Microtek Corp. be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of October, 1987, by Councilmember McGrath , who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Whiteside, Acting Mayor Sutton |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Patterson, Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1148

A RESOLUTION ACCEPTING THE GEORGE REED, INC. FOR THE SYLVAN AVENUE OVERLAY FROM COFFEE ROAD TO PALMWOOD DRIVE AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering, that the Sylvan Avenue overlay from Coffee Road to Palmwood Drive

has been completed by George Reed, Inc.
in accordance with the contract agreement dated July 28, 1987.

NOW, THEREFORE, BE IT RESOLVED that the Sylvan Avenue overlay from Coffee Road to Palmwood Drive

be accepted from said contractor, George Reed, Inc.;
that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $145,523.57 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of October, 1987, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Whiteside, Acting Mayor Sutton |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Patterson, Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1149

A RESOLUTION WAIVING FORMAL BID PROCEDURE AND AUTHORIZING THE PURCHASE OF EIGHT USED CARS FROM A WHOLESALE AUTO DEALERS AUCTION

WHEREAS, the Modesto Police Department is requesting the purchase of eight used cars for use by detectives in the Gang Unit; and

WHEREAS, by using a wholesale auto dealer's auction, we can select vehicles of good quality and condition and of a type not readily identified with law enforcement agencies.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the purchase of eight used cars from a wholesale auto dealer's auction is hereby waived.

BE IT FURTHER RESOLVED that purchase of eight used cars from a wholesale auto dealer's auction for an estimated cost of $67,840 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 October, 1987, by Councilmember McGrath , who moved its adoption, which motion being duly seconded by Councilmember Whiteside , was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Whiteside, Acting Mayor Sutton |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Patterson, Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL**
**RESOLUTION NO.** 87-1150

**A RESOLUTION APPROVING APPROPRIATION TRANSFER** OF $6,255 FROM CONTINGENCY RESERVE FOR THE OPERATION OF THE AFFIRMATIVE ACTION PROGRAM

**BE IT RESOLVED by the Council of the City of Modesto that the following appropriation transfer(s) are approved:**

| | | | |
|---|---|---|---|
| FROM: | Contingency Reserve | (010 800 8000 8003) | $6,255.00 |
| TO: | Conference Expense | (010 020 0207) | $3,500.00 |
| | Business Expense | (010 020 0208) | 1,750.00 |
| | Office Supplies | (010 020 0301) | 350.00 |
| | Books & Periodicals | (010 020 0302) | 500.00 |
| | Membership & Does | (010 020 0401) | 155.00 |

Money needed for the operation of the Affirmative Action Program.

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 27th **day of** October, **19**87, **by Councilmember** McGrath, **who moved its adoption, which motion being duly seconded by Councilmember** Whiteside, **was upon roll call carried and the resolution adopted by the following vote:**

**AYES: Councilmembers:** Lang, McGrath, Muratore, Whiteside, Acting Mayor Sutton

**NOES: Councilmembers:** None

**ABSENT: Councilmembers:** Patterson, Mayor Mensinger

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1151

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND** STANISLAUS COUNTY DEPARTMENT OF PUBLIC HEALTH TO PROVIDE HEPATITIS B VACCINE TO MODESTO POLICE OFFICERS AND FIRE FIGHTERS

**BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and** Stanislaus County Department of Public Health to provide Hepatitis B vaccine to Modesto police officers and fire fighters.

**be, and it is hereby approved.**

**BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.**

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 27th **day of** October, **19** 87, **by Councilmember** McGrath, **who moved its adoption, which motion being duly seconded by Councilmember** Whiteside, **was upon roll call carried and the resolution adopted by the following vote:**

| | | |
|---|---|---|
| **AYES:** | **Councilmembers:** | Lang, McGrath, Muratore, Whiteside, Acting Mayor Sutton |
| **NOES:** | **Councilmembers:** | None |
| **ABSENT:** | **Councilmembers:** | Patterson, Mayor Mensinger |

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1152

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND** ANTHONY AND LANGFORD ARCHITECTS FOR ARCHITECTURAL SERVICES FOR THE DESIGN OF THE FIRE TRAINING CENTER AT CARPENTER ROAD AND BLUE GUM AVENUE

**BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and** Anthony and Langford Architects for architectural services for the design of the Fire Training Center at Carpenter Road and Blue Gum Avenue

**be, and it is hereby approved.**

**BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.**

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 27th **day of** October, **19**87, **by Councilmember** McGrath, **who moved its adoption, which motion being duly seconded by Councilmember** Whiteside, **was upon roll call carried and the resolution adopted by the following vote:**

**AYES: Councilmembers:** Lang, McGrath, Muratore, Whiteside, Acting Mayor Sutton

**NOES: Councilmembers:** None

**ABSENT: Councilmembers:** Patterson, Mayor Mensinger

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1153

A RESOLUTION AUTHORIZING THE ISSUANCE OF A PURCHASE ORDER TO ANTHONY AND LANGFORD ARCHITECTS IN THE AMOUNT OF $13,090.64 FOR THE DESIGN OF THE FIRE TRAINING CENTER AT CARPENTER ROAD AND BLUE GUM AVENUE

WHEREAS, a Regional Fire Training Center Committee has interviewed four firms and determined that the firm of Anthony and Langford Architects is best qualified to provide architectural services for the Regional Fire Training Center.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that the Director of Finance is hereby authorized to issue a purchase order in the amount of $13,090.64 to engage the professional services of Anthony and Langford Architects for the design of the Fire Training Center at Carpenter Road and Blue Gum Avenue.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of October, 1987, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Whiteside, Acting Mayor Sutton |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Patterson, Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1154

A RESOLUTION APPROVING THE DISTRIBUTION OF COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FUNDS TO THE CITY OF MODESTO DEPARTMENT OF PARKS AND RECREATION FOR HANDICAPPED BARRIER REMOVAL PURPOSES.

WHEREAS, at its meeting of September 18, 1987, the City Council considered the recommendations of the Citizens Housing and Community Development Committee relating to the distribution of Community Development Block Grant Program funds to the City of Modesto Department of Parks and Recreation for handicapped barrier removal purposes, and

WHEREAS, the U. S. Department of Housing and Urban Development has established the requirement that Community Development Block Grant funds provide a minimum of 51% benefit to low to moderate income persons, and

WHEREAS, the U. S. Department of Housing and Urban Development has established that benefit to handicapped persons is considered 100% benefit to low to moderate income persons, and

WHEREAS, this recommended grant of money is consistent with the established program and goals of the Handicapped Barrier Removal Program as previously approved by this Council,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it does hereby approve the distribution of Community Development Block Grant Program funds to the City of Modesto Department of Parks and Recreation, in the amount of $28,000, for handicapped barrier removal purposes as recommended by the Citizens Housing and Community Development Committee, from funds in the Fiscal Year 1987-88 budget.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27 day of October, 1987, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1155

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND STANISLAUS COUNTY HOUSING AUTHORITY FOR SERVICES OF TWO HOUSING ADVISORS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Stanislaus County Housing Authority for the services of two housing advisors

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of October, 1987, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Whiteside, Acting Mayor Sutton |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Patterson, Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1156

A RESOLUTION APPROVING THE REQUEST OF JOE'S MINI MART FOR REFUND OF $625.63 FOR OVERPAYMENT OF BUSINESS LICENSE TAX

BE IT RESOLVED by the Council of the City of Modesto that the request of Joe's Mini Mart for refund of $625.63 for overpayment of Business License Tax is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of October, 1987, by Councilmember , who moved its adoption, which motion being duly seconded by Councilmember , was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Whiteside, Acting Mayor Sutton |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Patterson, Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1157

A RESOLUTION AMENDING SECTION 7.5(g) OF THE PERSONNEL RULES RELATING TO ACTING APPOINTMENTS, AMENDING SECTION 7.7 OF THE PERSONNEL RULES RELATING TO TRANSFER, AND AMENDING SECTION 7.8 OF THE PERSONNEL RULES RELATING TO RESIDENCY.

WHEREAS, Section 1202 of Article XII of the Charter of the City of Modesto provides that the personnel system provided by said Article shall be implemented by such rules and regulations governing the administration thereof as are adopted by the City Council upon recommendation of the City Manager, and

WHEREAS, the City Council has adopted Personnel Rules as authorized by the City Charter, and

WHEREAS, the City Manager has recommended that Section 7.5(g) of the Personnel Rules relating to Appointments, Section 7.7 of the Personnel Rules relating to Transfer, and Section 7.8 of the Personnel Rules relating to Residency, be amended, and

WHEREAS, at its meeting of October 27, 1987, the City Council considered amending Section 7.5(g) of the Personnel Rules relating to Appointments, Section 7.7 of the Personnel Rules relating to Transfer, and Section 7.8 of the Personnel Rules relating to Residency.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby finds and determines that Sections 7.5(g), 7.7 and 7.8 of the Personnel Rules shall be amended to read as follows:

7.5 Types of Appointment

(a) Probationary: appointment from an eligible list to a position in the classified service, for a specified working test period.



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(b) Regular: appointment following satisfactory completion of the probationary period, upon recommendation of the department head and approval of the City Manager.

(c) Provisional: appointment of a person who has not qualified through examination. It is intended that the appointing authority shall have the choice of at least three names in filling any vacancy. If less than three persons from eligible lists furnished are available for appointment, a probationary appointment may be made, or a provisional appointment of a person meeting the employment standards for the class may be made. If the position is considered to be permanent, the Director shall schedule an examination and establish an eligible list from which to make an appointment. A provisional appointment shall not extend beyond six months, except that the City Manager, with the approval of the City Council, may extend such period for not more than sixty days by any one action. Time spent on a provisional appointment shall not constitute a part of the probationary period.

(d) Temporary: appointment to a position of limited duration.

1. Temporary positions of ninety (90) days or less duration are in the unclassified service.

2. Temporary positions of more than 90 days' duration are in the classified service.

3. The first 90 days of any temporary appointment, whether or not appointment is from an eligible list for the class, shall not constitute a part of the probationary period.

4. Temporary appointees hired on an hourly or per diem basis shall not receive paid vacation, holiday, sick leave, or retirement benefits.

(e) Part-Time: appointment to a position which requires less than full time.

1. Part-time positions requiring an average of nineteen (19) hours per week or less are in the unclassified service and pay shall be on an hourly or per diem basis for the time worked only.

2. Part-time positions requiring an average of twenty (20) hours or more per week are in the classified service. Vacation, holiday, sick leave or retirement benefits shall be proportional to time worked. Service credit toward probationary period shall be proportional to time worked.

(f) Emergency: appointment to meet the immediate requirements of any emergency conditions such as extraordinary fire, flood, earthquake or enemy attack, which threatens public life or property. With the

approval of the City Manager, any department head may employ such persons as may be needed for the duration of the emergency without regard to these rules affecting appointments, except that no such appointment shall exceed fifteen working days without Council approval.

(g) Acting: appointment of an employee by the City Manager, department head or designee to temporarily fill a regular position in a higher classification or the position of a department head. The City Manager or department head may authorize additional compensation for an employee so designated during the duration of the appointment.

7.7 Transfer

As an alternative to appointment from an eligibility list, a position may be filled by transfer of a regular employee in the same or a comparable class, upon recommendation of the department head(s) concerned. In the event of a dispute, the action is subject to the review by the City Manager or designee before it becomes final. Transfers shall not be used to evade rules governing promotion, downgrade, demotion, advancement, or reduction. No employee shall be transferred to a position for which he/she does not possess the minimum employment standards.

7.8 Residence Requirement

(a) All Police Department personnel working in classifications for which safety membership in the Public Employees' Retirement System is required shall reside within a radius of forty-five (45) minutes from the main police station. All Police Department personnel shall become bona fide residents within the above-described limits within one (1) year from the date of their employment.

(b) All Fire Department personnel working in classifications for which safety membership in the Public Employees' Retirement System is required shall reside within a radius of forty-five (45) minutes from the main fire station. All Fire Department personnel shall become bona fide residents within the above-described limits within one (1) year from the date of their employment.

(c) On and after their fiftieth (50) birthday, sworn Fire Department personnel shall not be subject to the above-described limits.

(d) The City Manager is authorized to grant exceptions to the above requirements, as to either distance or time, if in his/her judgment, there are extenuating circumstances which warrant such exceptions.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of October, 1987, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: **Lang, McGrath, Muratore, Patterson, Whiteside, Acting Mayor Sutton**

NOES: Councilmembers: **None**

ABSENT: Councilmembers: **Mayor Mensinger**

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney



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MODESTO CITY COUNCIL
RESOLUTION NO. 87-1158

A RESOLUTION APPROVING AMENDED AGREEMENT BETWEEN THE CITY OF MODESTO AND BROWN AND CALDWELL ENGINEERS TO PROVIDE SERVICES DURING THE CONSTRUCTION OF THE THIRD FIXED FILM REACTOR AT THE JENNINGS ROAD REMOTE POND SITE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the amended agreement between the City of Modesto and Brown and Caldwell Engineers to provide services during the construction of the third fixed film reactor at the Jennings Road remote pond site

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of October, 1987, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Whiteside, Acting Mayor Sutton |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Patterson, Mayor Mensinger |

ATTEST: Norraine Coyle
NORRAINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1159

A RESOLUTION APPROVING THE FINAL MAP OF THE BEYERWOOD WEST SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, Security Title Insurance, a California corporation is possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 19.598 acres, known as the Beyerwood West Subdivision, and

WHEREAS, a tentative map of said tract was approved by the City Planning Commission on the 3rd day of November, 1986, and

WHEREAS, the Secretary of the Planning Commission of the City of Modesto has certified that the final map of said tract substantially conforms to the approved tentative map, and

WHEREAS, the City Engineer of the City of Modesto has certified that the final map of said Beyerwood West 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, and

WHEREAS, all public improvements required by the City of Modesto have been completed in said tract,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said final map be approved; that the improvements completed in said tract be accepted; that the streets, alleys and easements as shown thereon within the boundaries of said tract be accepted on behalf of the public for public use; and that the City Clerk be authorized to certify the map of said tract on behalf of the City of Modesto after the fees and deposits required by the

Modesto Municipal Code in amounts determined by the City Engineer have been paid.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27 day of October, 1987, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
STAN T. YAMAMOTO, City Attorney



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MODESTO CITY COUNCIL
RESOLUTION NO. 87-1160

A RESOLUTION APPROVING THE FINAL MAP OF THE LIVINGSTONE MANOR SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, Vinson Chase is possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 3.188 acres, known as the Livingstone Manor Subdivision, and

WHEREAS, a tentative map of said tract was approved by the City Planning Commission on the 7th day of July, 1987, and

WHEREAS, the Secretary of the Planning Commission of the City of Modesto has certified that the final map of said tract substantially conforms to the approved tentative map, and

WHEREAS, the City Engineer of the City of Modesto has certified that the final map of said Livingstone 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, and

WHEREAS, all public improvements required by the City of Modesto have been completed in said tract,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said final map be approved; that the improvements completed in said tract be accepted; that the streets, alleys and easements as shown thereon within the boundaries of said tract be accepted on behalf of the public for public use; and that the City Clerk be authorized to certify the map of said tract on behalf of the City of Modesto after the fees and deposits required by the Modesto Municipal Code in amounts determined by the City Engineer have been paid.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27 day of October, 1987, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney



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MODESTO CITY COUNCIL
RESOLUTION NO. 87-1161

A RESOLUTION APPROVING THE FINAL MAP OF THE WELLINGTON COVE CONDOMINIUMS SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, CPC/LEW VENTURE, a joint venture composed of Continental Paragon Corporation, a California corporation; and Lew Investments, Inc., a California corporation are possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 9.106 acres, known as the Wellington Cove Condominiums Subdivision, and

WHEREAS, a tentative map of said tract was approved by the Planning Commission of the City of Modesto on the 11th day of May, 1987, and

WHEREAS, the Secretary of the Planning Commission of the City of Modesto has certified that the final map of said tract substantially conforms to the approved tentative map, and

WHEREAS, the City Engineer of the City of Modesto has certified that the final map of said Wellington Cove Condominiums Subdivision meets all of the provisions of the California Subdivision Map Act and the provisions of the Modesto Municipal Code relating to subdivisions, and that the map is technically correct,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said final map be approved; that the streets, alleys and easements as shown thereon within the boundaries of said tract be accepted on behalf of the public for public use; and that the City Clerk be authorized to certify the map of said tract on behalf of the City of Modesto after the fees and deposits required by the Modesto Municipal Code in amounts determined by the City Engineer have been paid, and subdividers have furnished securities, as set

forth in Section 4-4.605 of the Modesto Municipal Code, which shall secure the obligations set forth in Section 66499.3 of the Government Code of the State of California. Said securities shall be in forms acceptable to the City Attorney and in the amounts required by the Agreement hereinafter referred to.

BE IT FURTHER RESOLVED that the City Manager and the City Clerk be authorized to execute and attest, respectively, an agreement with subdividers as required by Section 4-4.604(c) of the Modesto Municipal Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27 day of October, 1987, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1162

A RESOLUTION APPROVING THE FINAL MAP OF THE DRY CREEK VISTA UNIT ONE SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, Continental Paragon Corporation, a California Corporation is possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 13.724 acres, known as the Dry Creek Vista Unit One Subdivision, and

WHEREAS, a tentative map of said tract was approved by the Planning Commission of the City of Modesto on the 2nd day of March, 1987, and

WHEREAS, the Secretary of the Planning Commission of the City of Modesto has certified that the final map of said tract substantially conforms to the approved tentative map, and

WHEREAS, the City Engineer of the City of Modesto has certified that the final map of said Dry Creek Vista Unit One Subdivision meets all of the provisions of the California Subdivision Map Act and the provisions of the Modesto Municipal Code relating to subdivisions, and that the map is technically correct,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said final map be approved; that the streets, alleys and easements as shown thereon within the boundaries of said tract be accepted on behalf of the public for public use; and that the City Clerk be authorized to certify the map of said tract on behalf of the City of Modesto after the fees and deposits required by the Modesto Municipal Code in amounts determined by the City Engineer have been paid, and subdividers have furnished securities, as set forth in Section 4-4.605 of the Modesto Municipal Code, which shall secure the



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obligations set forth in Section 66499.3 of the Government Code of the State of California. Said securities shall be in forms acceptable to the City Attorney and in the amounts required by the Agreement hereinafter referred to.

BE IT FURTHER RESOLVED that the City Manager and the City Clerk be authorized to execute and attest, respectively, an agreement with subdividers as required by Section 4-4.604(c) of the Modesto Municipal Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27 day of October, 1987, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Whiteside, Acting Mayor Sutton

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney



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MODESTO CITY COUNCIL
RESOLUTION NO. 87-1163

A RESOLUTION ACCEPTING IMPROVEMENTS IN PARADISE ESTATES SUBDIVISION AND AUTHORIZING RELEASE OF IRREVOCABLE COMMITMENT OF FUNDS

WHEREAS, Rule Enterprises, subdividers of Paradise Estates Subdivision have filed Irrevocable Commitment of Funds for faithful performance and labor and materials in the amount of $421,600.00 and $ 210,800.00 respectively to guarantee improvements in Paradise Estates Subd. and;

WHEREAS, the Director of Engineering in a memorandum dated October 21, 1987, indicates that all work required by the subdivision agreement has been completed to the satisfaction of the Engineering Department; and

WHEREAS, the Director of Engineering has indicated that it would be in order for the City Council to accept the improvements in said subdivision as complete and authorize the City Clerk to file notice of completion and release the Irrevocable Commitment of Funds upon expiration of the statutory period.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto:

1. The improvements in Paradise Estates Subdivision are hereby accepted.
2. The City Clerk is hereby authorized to release the Irrevocable Commitment of Funds for faithful performance in the amount of $ 421,600.00 upon recordation of notice of completion.
3. The City Clerk is hereby authorized to release the Irrevocable Commitment of Funds for labor and materials in the amount of $ 210,800.00 upon expiration of the statutory period.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of October, 1987, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Whiteside, Acting Mayor Sutton |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Patterson, Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1164

A RESOLUTION ACCEPTING IMPROVEMENTS IN HONEY CREEK VILLAS SUBDIVISION AND AUTHORIZING RELEASE OF IRREVOCABLE COMMITMENT OF FUNDS

WHEREAS, Bennett and Compton , subdividers of Honey Creek Villas Subdivision have filed Irrevocable Commitment of Funds for faithful performance and labor and materials in the amount of $191,500.00 and $ 95,750.00 respectively to guarantee improvements in Honey Creek Villas Subd. and;

WHEREAS, the Director of Engineering in a memorandum dated October 19, 1987. indicates that all work required by the subdivision agreement has been completed to the satisfaction of the Engineering Department; and

WHEREAS, the Director of Engineering has indicated that it would be in order for the City Council to accept the improvements in said subdivision as complete and authorize the City Clerk to file notice of completion and release the Irrevocable Commitment of Funds upon expiration of the statutory period.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto:

1. The improvements in Honey Creek Villas Subdivision are hereby accepted.
2. The City Clerk is hereby authorized to release the Irrevocable Commitment of Funds for faithful performance in the amount of $ 191,500.00 upon recordation of notice of completion.
3. The City Clerk is hereby authorized to release the Irrevocable Commitment of Funds for labor and materials in the amount of $ 95,750.00 upon expiration of the statutory period.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of October , 1987 , by Councilmember McGrath , who moved its adoption, which motion being duly seconded by Councilmember Whiteside , was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Whiteside, Acting Mayor. Sutton |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Patterson, Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1165

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND RICHARD MARKS FOR CONSTRUCTION INSPECTION SERVICES THROUGH JUNE 30, 1988

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Richard Marks for construction inspection services through June 30, 1988

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of October, 19 87, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Whiteside, Acting Mayor Sutton |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Patterson, Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL**
**RESOLUTION NO.** 87-1166

**A RESOLUTION APPROVING APPROPRIATION TRANSFER** OF $30,000 FROM GENERAL RESERVE TO COVER CONSTRUCTION INSPECTION SERVICES PROVIDED BY RICHARD L. MARKS

**BE IT RESOLVED by the Council of the City of Modesto that the following appropriation transfer(s) are approved:**

| | | |
|---|---|---|
| FROM: | General Reserve<br>(010 800 8000 8003) | $30,000 |
| TO: | Services, Professional & Other<br>(010 420 4212 0235.00) | $30,000 |

To cover contract inspection services by Richard L. Marks through June 30, 1988.

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 27th **day of** October, **19**87, **by Councilmember** McGrath, **who moved its adoption, which motion being duly seconded by Councilmember** Whiteside, **was upon roll call carried and the resolution adopted by the following vote:**

**AYES:** **Councilmembers:** Lang, McGrath, Muratore, Whiteside, Acting Mayor Sutton

**NOES:** **Councilmembers:** None

**ABSENT:** **Councilmembers:** Patterson, Mayor Mensinger

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1167

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND** EMERALD HOMES FOR THE INSTALLATION OF 405 LINEAL FEET OF 8-INCH SEWER IN SETROK DRIVE IN CONJUNCTION WITH VINTAGE FAIRE VILLAGE SUBDIVISION

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Emerald Homes for the installation of 405 lineal feet of 8-inch sewer in Setrok Drive in conjunction with Vintage Faire Village Subdivision

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of October, 1987, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Whiteside, Acting Mayor Sutton |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Patterson, Mayor Mensinger |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1168

A RESOLUTION AMENDING SECTION 2 OF RESOLUTION NO. 85-335 ENTITLED "A RESOLUTION GRANTING THE APPEAL OF MID-VALLEY ENGINEERING, INC. ON BEHALF OF RESOURCE DEVELOPMENT TO REZONE A PORTION OF P-D(349) TO P-D(378), PROPERTY LOCATED AT THE NORTHEAST CORNER OF STANDIFORD AVENUE AND PRESCOTT ROAD AND REVERSING THE DECISION OF THE PLANNING COMMISSION" AS AMENDED BY RESOLUTION NO. 85-911. (ARCO PETROLEUM PRODUCTS, INC.)

WHEREAS, the City Council by Ordinance No. 2338-C.S., which was introduced on May 28, 1985, finally adopted on June 4, 1985, and which became effective on July 4, 1985, amended Section 7-3-9 of the Zoning Map to rezone a portion of Planned Development Zone, P-D(349), to Planned Development Zone, P-D(378), property located on the northeast corner of Standiford Avenue and Prescott Road in the City of Modesto for the development of mini-warehouses and financial institutions, and

WHEREAS, City Council Resolution No. 85-335, which was adopted on May 28, 1985, approved the development plan and schedule for Planned Development Zone, P-D(378), and

WHEREAS, the City Council by Ordinance No. 2393-C.S., which was introduced on December 3, 1985, finally adopted on December 17, 1985, and which became effective on January 16, 1986, amended Planned Development Zone, P-D(378), to allow a mini-warehouse storage complex, a financial institution and a child care center on property located on the north side of Standiford Avenue between Prescott Road and San Clemente Avenue, and

WHEREAS, City Council Resolution No. 85-911, which was adopted on December 3, 1985, amended the development plan and schedule for Planned Development Zone, P-D(378), and

WHEREAS, a verified application for an amendment to P-D(378) was filed by Arco Petroleum Products, Inc. on August 10, 1987, to allow a convenience market with gas pump island to replace the approved financial institution on the lot at the northeast corner of Standiford Avenue and Prescott Road, and

WHEREAS, a public hearing was held by the Planning Commission on September 14, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, at which hearing evidence both oral and documentary was received and considered, and

WHEREAS, at said hearing, the Planning Commission, by its Resolution No. 87-161 found and determined that an amendment to P-D(378) is required by public necessity, convenience and general welfare for the following reasons:

1. The proposed commercial use is compatible with other commercial uses on all the other corners of this major street intersection.

2. Traffic flow and safety will not be significantly affected due in part to the requirement for a "right-in-right-out" driveway pattern on the Standiford Avenue frontage.

and

WHEREAS, the Planning Commission, by its Resolution No. 87-161, recommended to the Council that P-D(378) be amended to allow a convenience market with gas pump island on the northeast corner of Standiford Avenue and Prescott Road, and

WHEREAS, said matter was set for public hearing before the City Council at its regular meeting place in the Council Chambers in the City Hall, 801 11th Street, Modesto, California, on November 3, 1987, at 4:00 p.m., and

WHEREAS, after hearing evidence both oral and documentary, the Council finds and determines that the requested amendment to Planned Development Zone, P-D(378), to allow a convenience market with gas pump island on the northeast corner of Standiford Avenue and Prescott Poad, is required by public necessity, convenience and general welfare for the reasons set forth in Planning Commission Pesolution No. 87-161 and quoted above, and

WHEREAS, the City Council certifies it has received and reviewed the findings of the City of Modesto Environmental Assessment Committee which resulted in a Negative Declaration in regard to the environmental impact of the proposed amendment,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Section 2 of Modesto City Council Resolution No. 85-335 entitled, "A Resolution Granting the Appeal of Mid-Valley Engineering, Inc. on Behalf of Resource Development to Rezone a Portion of P-D(349) To P-D(378), Property Located at the Northeast Corner of Standiford Avenue and Prescott Road and Reversing the Decision of the Planning Commission" as amended by Resolution No. 85-911 is hereby amended to read as follows:

"SECTION 2. DEVELOPMENT PLAN. The development plan for Planned Development Zone, P-D(378) is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan and floor plans titled "Preliminary Site Plan - Amendment to P-D(378)" as amended in red, stamped approved by the Planning Commission on September 14, 1987.

2. Prior to the issuance of a building permit, a landscaping and irrigation plan shall be approved by the Director of Parks and Recreation. Screen landscaping shall be installed along the North property line. Landscaping and the irrigation system shall be installed and maintained in accordance with the approved plan.

3. Fences or walls shall be constructed prior to occupancy and shall be as follows:

   Eight-foot decorative masonry wall along the north property line and ten-foot decorative masonry wall along the east property line.

4. All landscaping, fences, and walls shall be maintained and the premises shall be kept free of weeds, trash, and other debris.

5. The Prescott Road and Standiford Avenue frontages shall be improved to major street standards prior to the occupancy of any structures or when requested by the Director of Engineering Services to alleviate a health, safety, or traffic problem in the area.

6. Prior to occupancy, the developer shall construct full sidewalk on the Prescott Road and Standiford Avenue frontages as required by the Director of Engineering Services.

7. Drainage shall be provided as required by the Director of Engineering Services.

8. All outdoor lighting shall be shielded from adjacent residential properties as required by the Director of Engineering Services.

9. Trash bins shall be kept in enclosures in accordance with the approved plan, and shall be constructed of building materials consistent with those used in the major buildings as approved by the Director of Planning and Community Development.

10. All signs shall comply with the sign requirements of the C-3 Zone.

11. Any curbcut serving two-way driveways shall be 41 feet in width. The driveway onto Standiford Avenue shall be designed to limit access in a "right-in-right-out" pattern, which driveway design shall be approved by the Director of Parking and Traffic and the City Engineer.

12. Prior to issuance of a building permit, the developer shall show on the plans submitted to Building Inspection all fire hydrants as required by the Fire Chief. All hydrants required by the Fire Chief shall be installed and operable prior to construction of any structures.

13. All conditions and the development schedule contained in City Council Resolution 85-911 not in conflict with the above shall remain in full force and effect."

BE IT FURTHER RESOLVED that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the proposed amendment to Planned Development Zone, P-D(378).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3 day of November, 1987, by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: McGrath

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

RESOLUTION NO. 87-1169 NOT USED

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1170

A RESOLUTION ACCEPTING THE BID OF IBM FOR ITEMS 1, 2, 3, 4, AND 7 FOR FURNISHING BUILDING PERMIT COMPUTER EQUIPMENT

WHEREAS, Resolution No. 87-1057 adopted by the Council of the City of Modesto on September 15, 1987, approved the plans and specifications for the purchase of building permit computer equipment and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of building permit computer equipment were opened at 3:00 p.m. on October 13, 1987, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of IBM for the total price of $38,150 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of IBM for the total price of $38,150 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of November, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1171

A RESOLUTION ACCEPTING THE BID OF PHOTO AND SOUND COMPANY FOR ITEMS 5, 6, 8 AND 9 FOR FURNISHING BUILDING PERMIT COMPUTER EQUIPMENT

WHEREAS, Resolution No.87-1057 adopted by the Council of the City of Modesto on September 15, 1987, approved the plans and specifications for the purchase of building permit computer equipment and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of building permit computer equipment were opened at 3:00 p.m. on October 13, 1987, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of Photo and Sound Company for the total price of $4,708 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Photo and Sound Company for the total price of $4,708 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of November, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1172

A RESOLUTION ACCEPTING THE BID OF JOE MARTIN PIPELINE, INC. FOR THE McCLURE ROAD SUBTRUNK SEWER EXTENSION AND WATERLINE EXTENSION

WHEREAS, Resolution No. 87-1101 adopted by the Council of the City of Modesto on October 13, 1987, approved the plans and specifications for the McClure Road subtrunk sewer extension and waterline extension and authorized the calling for bids; and

WHEREAS, the bids received for the McClure Road subtrunk sewer extension and waterline extension were opened at 11:00 a.m. on October 27, 1987, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of Joe Martin Pipeline, Inc. in the amount of $249,632 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Joe Martin Pipeline, Inc. in the amount of $249,632 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of November, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1173

A RESOLUTION ACCEPTING THE BID OF BILL MINENI CONSTRUCTION FOR BRIDGE REPAIR AT CLAUS ROAD AND DRY CREEK

WHEREAS, Resolution No.87-1102 adopted by the Council of the City of Modesto on October 13, 1987, approved the plans and specifications for the bridge repair at Claus Road and Dry Creek and authorized the calling for bids; and

WHEREAS, the bids received for the bridge repair at Claus Road and Dry Creek were opened at 11:05 a.m. on October 27, 1987, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of Bill Mineni Construction in the amount of $11,525 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Bill Mineni Construction in the amount of $11,525 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of November, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1174

A RESOLUTION WAIVING FORMAL BID PROCEDURES AND AUTHORIZING THE PURCHASE OF PUMP REPAIR SERVICES FROM JOHNSTON PUMP COMPANY

WHEREAS, the Utility Services Sewerage Division is requesting the purchase of pump repair services for a Johnston Pump used to transfer treated sewage from the Sutter Plant to the remote ponds at Jennings Road; and

WHEREAS, Johnston Pump Company, located in Benicia, California, is the authorized Northern California repair facility for Johnston Pumps.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the purchase of pump repair services is hereby waived.

BE IT FURTHER RESOLVED that purchase of pump repair services from Johnston Pump Company for the total price of $6,342, is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of November, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1175

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND NANCY M. YOUNG, TO SERVE AS EXECUTIVE DIRECTOR, DOWNTOWN IMPROVEMENT DISTRICT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Nancy M. Young, to serve as Executive Director, Downtown Improvement District

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of November, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1176

A RESOLUTION ESTABLISHING CRITERIA FOR ISSUANCE OF HEALTH CARE FACILITY BONDS AND RESCINDING RESOLUTIONS 82-497, 87-148 AND 87-943.

WHEREAS, the City of Modesto is authorized pursuant to its Charter and Ordinance No. 2552-C.S. to issue and sell its bonds for the purpose of providing financing for the acquisition and construction of health care facilities located within the City, and

WHEREAS, the City of Modesto desires to encourage all applicants for bonds to adopt and follow a plan of Affirmative Action both in employment and in use of women- and minority-owned outside contractors, and

WHEREAS, the Council has determined that there is a need to establish criteria to be used to review specific Bond requests,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

1. The proposed facility or project shall be on a site:

   a. Owned or under option by the applicant
   b. Within the Modesto City Limits
   c. With appropriate zoning and an approved conditional use permit or other land use approval if required.

2. The proposed project shall create a significant number of new jobs for local residents. The applicant shall present a plan to the City to show linkage with established local training programs, and how and in what numbers it will train and/or hire local unemployed residents, particularly those who are displaced by plant closures or automation. Preference will be given to those applicants whose plans most effectively addresses the problem of local unemployment.

3. The applicant shall be encouraged to adopt and follow a plan of Affirmative Action in employment and in use of women- and minority-owned outside contractors.

4. The applicant shall present a plan to show that the project will provide services of direct benefit to the public, in particular additional patient capacity and related diagnostic, therapeutic and direct support facilities.

5. Prior to any authorization of bond sales, the applicant shall obtain all necessary approvals for the project including Certificates of Need if required, from the North San Joaquin Health Systems Agency and the Office of Statewide Health Planning and Development of the State of California or their successor organizations.

6. The applicant shall agree to accept any and all Medi-Cal patients on an equal basis with private pay patients, subject to applicable state law.

7. The applicant shall agree to provide emergency medical service without regard to ability to pay.

8. The use of bonds for the refinancing of existing debt shall be limited to (a) existing tax exempt financing, or (b) a small residual taxable loan where such refinancing is required in order for the bonds to be issued.

9. The applicant shall file an application on a form prescribed by the City which shall include a nonrefundable application fee of $2,500. The fee is established to cover the City's indirect costs (staff time). The applicant shall also advance, as required, any third party fees, charges and other costs. In addition, contingent upon sale of the Bonds, the City may require a fee of up to 1/4 of one percent of the issue amount.

10. The applicant shall pay for a financial advisor to be hired by the City to review the proposal. The advisor will be selected by the City and will work on a time and materials basis. An advance deposit to cover the cost of this review shall be paid by the applicant based on the City's estimated cost. The applicant will be refunded any deposited funds in excess of the costs.

11. If the Bonds are publicly offered, they must be A rated or better by Standard and Poor's or Moody's rating service or a third-party security and/or guarantee must be provided in a form(s) acceptable to the City.

12. If the Bonds are privately placed with one or more institutional investors, said investors must submit a letter certifying that they performed their own credit rating analysis and, as professional investors, are satisfied with the credit worthiness of the applicant and the Bonds.

13. The Bonds shall be sold within one year of approval, or the City Council reserves the right to revoke approval.

BE IT FURTHER RESOLVED that Resolution Nos. 82-497, 87-148 and 87-943 are hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3 day of November, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1177

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF SIDEWALK ALONG CERTAIN STREETS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (MICHAEL AND LISA DELFLEY, JR., 1705 MILLER AVENUE, $509.00) AND RESCINDING RESOLUTION NO. 87-14

WHEREAS, Chapter 27 of Part 3 of Division 7 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did, on January 14, 19 86, adopt its Resolution No. 86-8, ordering the installation of certain improvements along certain streets in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of sidewalks on property abutting the property hereafter described; and

WHEREAS, November 3, 19 87, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $509.00, and Resolution No. 86-8 is hereby rescinded.

SECTION 2. That the cost of the aforesaid work, being the amount of $509.00, be assessed in three annual installments and shall constitute a special assessment against the parcel(s) of property fronting upon the work so constructed, and that a notice of lien for the amount thereof shall be recorded.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 7 of Bl. 2132-A of Covena Park Tract No. 2 as per map filed Apr. 16, 1946, in Vol. 14 of Maps, Pg. 49, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 116-04-51)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven(7%)per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of November, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle

NORRINE COYLE, City Clerk

(Installment)

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1178

A RESOLUTION ACCEPTING IMPROVEMENTS IN TULLY MANOR NO. 7 SUBDIVISION AND AUTHORIZING RELEASE OF CERTIFICATES OF DEPOSIT

WHEREAS, Stone Bros. & Associates, subdividers of Tully Manor No. 7 Subdivision have filed Certificates of Deposit for faithful performance and labor and materials in the amount of $25,500.00 and $ 12,750.00 respectively to guarantee improvements in Tully Manor No. 7 Subd. and;

WHEREAS, the Director of Engineering in a memorandum dated October 27, 1987 indicates that all work required by the subdivision agreement has been completed to the satisfaction of the Engineering Department; and

WHEREAS, the Director of Engineering has indicated that it would be in order for the City Council to accept the improvements in said subdivision as complete and authorize the City Clerk to file notice of completion and release the Certificates of Deposit upon expiration of the statutory period.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto:

1. The improvements in Tully Manor No. 7 Subdivision are hereby accepted.
2. The City Clerk is hereby authorized to release the Certificate of Deposit for faithful performance in the amount of $ 25,500.00 upon recordation of notice of completion.
3. The City Clerk is hereby authorized to release the Certificate of Deposit for labor and materials in the amount of $ 12,750.00 upon expiration of the statutory period.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of November, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1179

A RESOLUTION APPROVING AMENDED AGREEMENT BETWEEN THE CITY OF MODESTO AND JAMES E. AND SUSANN COLEMAN FOR LEASE OF PORTION OF FORMER SCOTT PROPERTY IN DRY CREEK PARK

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the amended agreement between the City of Modesto and James E. and Susann Coleman

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of November, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1180

A RESOLUTION REJECTING APPLICATION FOR LEAVE TO PRESENT LATE CLAIM ON BEHALF OF DENNIS WALDEN, ATTORNEY FOR KAREN BOYD AND LEANNA BOYD aka LEANNA CHEATHAM, RECEIVED IN THE OFFICE OF THE CITY CLERK, CITY OF MODESTO

WHEREAS, an application for leave to present late claim on behalf of Dennis Walden, Attorney for Karen Boyd and Leanna Boyd aka Leanna Cheatham, against the City of Modesto was received on October 22, 1987, in the office of the City Clerk.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the application for leave to present late claim on behalf of Dennis Walden, Attorney for Karen Boyd and Leanna Boyd aka Leanna Cheatham, against the City of Modesto, received October 22, 1987, in the office of the City Clerk, City of Modesto, is hereby rejected.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of November, 1987, by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember Sutton , was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1181

A RESOLUTION APPOINTING ARTHUR MARTIN CHAIRPERSON OF THE ECONOMIC DEVELOPMENT LOAN POOL SUBCOMMITTEE

BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. The following person is hereby appointed as Chairperson of the Economic Development Loan Pool Subcommittee:

Arthur Martin

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed Chairperson of the Economic Development Loan Pool Subcommittee and the Secretary thereof.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of November, 1987, by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, CITY CLERK

Committees
Youth Commission

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1182

A RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO DECLARING CANVASS OF RETURNS AND RESULTS OF REGULAR MUNICIPAL ELECTION HELD ON TUESDAY, NOVEMBER 3, 1987.

WHEREAS, on Tuesday, the 3rd day of November, 1987, a Regular Municipal Election was held in the City of Modesto and in the Modesto City School District of Stanislaus County and the Modesto High School District of Stanislaus County, to elect one Mayor for the City of Modesto for a term of four years; one Councilmember (Chair No. 1) for a term of four years; one Councilmember (Chair No. 3) for a term of four years; one Councilmember (Chair No. 6) for a term of four years; three members of the Board of Education of said school districts for a term of four years; and to submit to the qualified electors in the City of Modesto at said Regular Municipal Election Measure Q, relating to two sanitary trunk sewer line extensions consisting of the Lakewood extension between Briggsmore Avenue and Floyd Avenue to permit urban development of the Merle Neighborhood and the Sonoma extension between Floyd Avenue and Sylvan Avenue to permit urban development of the Roselle Neighborhood, as said neighborhoods are shown on the Modesto Urban Area General Plan, and

WHEREAS, the Charter of the City of Modesto provides that if no candidate for an elective office of the City receives a majority vote at a regular municipal election, a second municipal election shall be held at which the two candidates receiving the highest number of votes at the first election shall have their names on the ballot for election to the office, and

WHEREAS, said Regular Municipal Election was held on Tuesday, November 3, 1987, in accordance with law and the votes thereafter received and canvassed, and the returns thereof ascertained, determined, and declared in all respects as required by law, and

WHEREAS, the City Clerk has canvassed the returns of said election in accordance with law, and has certified the results of the election to the Council by a Certificate of Canvass and Statement of Votes dated November 10, 1987,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

1. Said canvass by the City Clerk as shown on said Certificate of Canvass and Statement of Votes and the results of the election are hereby ratified, confirmed and approved.

2. Attached, marked Exhibit "A" and by reference made a part hereof, is a copy of said Certificate of Canvass and Statement of Votes showing a complete tabulation of the following:

(1) The whole number of votes cast.

(b) The names of the persons voted for.

(c) For what office each person was voted for.

(d) The number of votes given at each precinct to each person.

(e) The total number of votes given to each person.

3. At said Regular Municipal Election the following named persons received a majority of all votes cast for the following offices, respectively, and were therefore duly elected to the respective offices for which they were respectively candidates, and each of said persons having received the largest

number of votes cast for any person for such office is hereby declared to be duly and regularly elected to such office respectively, and the City Clerk is hereby directed to issue a Certificate of Election to each of said persons, certifying his/her election to the office appearing after his/her 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:

| | |
|---|---|
| John Sutton | Councilmember for a term of four years, Chair No. 1. |
| Frank Muratore | Councilmember for a term of four years, Chair No. 3. |
| Donna Thayer | Member, Board of Education, for a term of four years. |
| Steven Grenbeaux | Member, Board of Education, for a term of four years. |
| Axel Hedberg | Member, Board of Education, for a term of four years. |

At said Regular Municipal Election a majority vote was not cast for Mayor, therefore, a second municipal election shall be held on Tuesday the 8th day of December, 1987, at which time the two candidates receiving the highest number of votes, Carol Whiteside and Richard Patterson, shall have their names on the ballot for election to the office of Mayor.

At said Regular Municipal Election a majority vote was not cast for Councilmember for a term of four years, Chair No. 6, therefore, a second municipal election shall be held on Tuesday the 8th day of December, 19887, at which time the two candidates receiving the highest number of votes, Balvino Irizarry and Michael Johnson, shall have their names on the ballot for election to the office of Councilmember, Chair No. 6.

4. At said Regular Municipal Election Measure Q, relating to two sanitary trunk sewer line extensions consisting of the Lakewood extension between Briggsmore Avenue and Floyd Avenue to permit urban development of the Merle Neighborhood and the Sonoma extension between Floyd Avenue and Sylvan Avenue to permit urban development of the Roselle Neighborhood, as said neighborhoods are shown on the Modesto Urban Area General Plan, was submitted to the electors of the City and the number of votes given in the City for and against said Measure Q was as follows:

| MEASURE Q | Total Votes For | Total Votes Against |
|---|---|---|
| City of Modesto Sewer Trunk Extension Advisory Measure | 10,556 | 15,064 |

More than a majority of all of the votes cast at the election on Measure Q were opposed to said Sewer Trunk Extension Advisory Measure and said Measure Q did not carry and was defeated by a majority of the qualified voters voting on said Measure Q.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of November, 1987, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Patterson, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, City Attorney

STATEMENT OF THE VOTE

OF

STANISLAUS COUNTY
STATE OF CALIFORNIA

NOV 1987
RECEIVED
CLERK'S OFFICE

-CAST AT THE-

CONSOLIDATED DISTRICTS ELECTION

-HELD-

TUESDAY, NOVEMBER 3, 1987

STATE OF CALIFORNIA
SS
COUNTY OF STANISLAUS

I, DAVID A. WURM, COUNTY CLERK OF THE ABOVE NAMED COUNTY, DO HEREBY CERTIFY THAT THE WITHIN IS A TRUE AND CORRECT STATEMENT OF THE RESULT OF THE VOTES CAST IN THIS COUNTY AT THE CONSOLIDATED DISTRICTS ELECTION, AS DETERMINED BY THE OFFICIAL CANVASS OF THE RETURNS OF THE SAID ELECTION.

WITNESS MY HAND AND SEAL, THIS 17th DAY OF NOVEMBER, 1987.

DAVID A. WURM
COUNTY CLERK-RECORDER

Exhibit "A"

| STATE COUNTY-NUMBER | STATION NAME | YEAR | MEASURE DISCHARGE CFS | SUPPLEMENTAL INDICATOR | NO |
|---|---|---|---|---|---|
| 0 0 0 0 0 0 | [illegible] | 2 | 67 | [illegible] | 124 |
| 0 0 0 0 0 0 | [illegible] | 2 | 53 | [illegible] | 221 |
| 0 0 0 0 0 0 | [illegible] | 2 | 71.75 | [illegible] | 155 |
| 0 0 0 0 0 0 | [illegible] | 2 | 78 | [illegible] | 144 |
| 0 0 0 0 0 0 | [illegible] | 2 | 82 | [illegible] | 145 |
| 0 0 0 0 0 0 | [illegible] | 2 | 104.125 | [illegible] | 217 |
| 0 0 0 0 0 0 | [illegible] | 2 | 87 | [illegible] | 379 |
| 0 0 0 0 0 0 | [illegible] | 2 | 62 | [illegible] | 114 |
| 0 0 0 0 0 0 | [illegible] | 2 | 1 | [illegible] | 947 |
| 0 0 0 0 0 0 | [illegible] | 2 | 7 | [illegible] | 303 |
| 0 0 0 0 0 0 | [illegible] | 2 | 100 | [illegible] | 184 |
| 0 0 0 0 0 0 | [illegible] | 2 | 22 | [illegible] | 51 |
| 0 0 0 0 0 0 | [illegible] | 2 | 23 | [illegible] | 146 |
| 0 0 0 0 0 0 | [illegible] | 2 | 26 | [illegible] | 155 |
| 0 0 0 0 0 0 | [illegible] | 2 | 30 | [illegible] | 130 |
| 0 0 0 0 0 0 | [illegible] | 2 | 31 | [illegible] | 154 |
| 0 0 0 0 0 0 | [illegible] | 2 | 42 | [illegible] | 164 |
| 0 0 0 0 0 0 | [illegible] | 2 | 50 | [illegible] | 142 |
| 0 0 0 0 0 0 | [illegible] | 2 | 55 | [illegible] | 122 |
| 0 0 0 0 0 0 | [illegible] | 2 | 80 | [illegible] | 280 |
| 0 0 0 0 0 0 | [illegible] | 2 | 87 | [illegible] | 280 |
| 0 0 0 0 0 0 | [illegible] | 2 | 92 | [illegible] | 252 |
| 0 0 0 0 0 0 | [illegible] | 2 | 97 | [illegible] | 117 |
| 0 0 0 0 0 0 | [illegible] | 2 | 101 | [illegible] | 141 |
| 0 0 0 0 0 0 | [illegible] | 2 | 112 | [illegible] | 127 |
| 0 0 0 0 0 0 | [illegible] | 2 | 120 | [illegible] | 170 |
| 0 0 0 0 0 0 | [illegible] | 2 | 130 | [illegible] | 200 |
| 0 0 0 0 0 0 | [illegible] | 2 | 135 | [illegible] | 175 |
| 0 0 0 0 0 0 | [illegible] | 2 | 140 | [illegible] | 200 |
| 0 0 0 0 0 0 | [illegible] | 2 | 145 | [illegible] | 200 |
| 0 0 0 0 0 0 | [illegible] | 2 | 150 | [illegible] | 200 |
| 0 0 0 0 0 0 | [illegible] | 2 |

| | SANITARY OBSERVERS | MAJORITY VOTERS | HEADWATER DIRECTORS CITY | SEWER EXTENSION | PROPOSALS ADVISORY |
|---|---|---|---|---|---|
| PRECINCT 98 | 717 | 479 | 135 | Y | N |
| PRECINCT 100 | 552 | 235 | 20 | ES | O |
| PRECINCT 102 | 420 | 128 | 52 | | |
| PRECINCT 27 | | 146 | 57 | | |
| PRECINCT 29 | | 2 | 5 | | |
| PRECINCT 30 | | 933 | 381 | | |
| PRECINCT 31 | | 578 | 208 | | |
| PRECINCT 32 | | 47 | 26 | | |
| PRECINCT 33 | | 253 | 91 | | |
| | | 822 | 353 | | |
| TOTALS | 50397 | 25392 | 10564 | 1507 | 1 |
| | | 43.3 | | | |

| D-JUDGE VADIN-D E-1129 | DEPARTMENT NUMBER | DEPUTY JUDGE | DEPUTY JUDGE | ALBERT | JOSEPH | CHARLES | JOHN | DOUGLAS | ROBERT | JAMES | JOHN | DOUGLAS | ROBERT | JAMES | JOHN | DOUGLAS | ROBERT | JAM

MODESTO CITY, STANISLAUS COUNTY-NOVEMBER 3, 1987

PAGE NUMBER 45

REGISTERED VOTERS

BALLOTS CAST

| | CHARLES E. LITTLE | JAMES CLEVELAND | CAROL WHITESIDE | KEN SUIACH | BOB GADDARWAD | RICHARD AARTWERSCH | |
|---|---|---|---|---|---|---|---|
| | | | | | | CHAYOR OF MODESTO | E I |
| MODESTO 98 | | 10 | 133 | 9 | 6 | 125 | |
| MODESTO 100 | | 14 | 107 | 6 | 10 | 93 | |
| MODESTO 102 | | 3 | 62 | 5 | 2 | 55 | |
| 48SSENTIEL STYLE 27 | | 5 | 61 | | | 50 | |
| 48SSENTIEL STYLE 28 | | 1 | 5 | | | 3 | |
| 48SSENTIEL STYLE 29 | | 33 | 467 | 29 | 16 | 404 | |
| 48SSENTIEL STYLE 30 | | 16 | 229 | 17 | 15 | 212 | |
| 48SSENTIEL STYLE 31 | | | 24 | 4 | 3 | 10 | |
| 48SSENTIEL STYLE 32 | | | 152 | 23 | 1 | 105 | |
| 48SSENTIEL STYLE 33 | | 9 | 407 | 48 | 25 | 201 | |
| TOTALS | 1 | 746 | 12377 | 992 | 610 | 10902 | |

| | |
|---|---|
| | 915 |
| | 359 |
| | 235 |
| | 128 |
| | 146 |
| | 923 |
| | 508 |
| | 41 |
| | 253 |
| | 829 |

TOTALS 50397. 2539a 43.0

RM E 1001 18 70

| | | |

| | | |

PAGE NUMBER 28

| SCHOOL DISTRICTS | ASSESSED VALUES | BALDWIN LAWRENCE | MARK MARKS | DONALD MARKS | RICHARD MAILER | BUDDY EMERSON | MICHAEL DONAHUE |
|---|---|---|---|---|---|---|---|
| CITY OF MCHENRY | 1,175,000 | 0 | 11 | 48 | 5 | 6 | 70 |

| | SWINGSTEAMER VOTERS | BALLOTS CAST | MARK HARRIS | CONNIE HARRIS | THOMAS MAIER | ROBERT EMERSON | MICHAEL JOHNSON |
|---|---|---|---|---|---|---|---|
| ACCESSTO 98 | 912 | 339 | 27 | 47 | 9 | 10 | 103 |
| ACCESSTO 100 | 552 | 235 | 15 | 41 | 10 | 8 | 73 |
| ACCESSTO 109 | 433 | 128 | 17 | 18 | 2 | 9 | 25 |
| ABSENTEE STYLE 27 | | 146 | 21 | 19 | | 6 | 34 |
| ABSENTEE STYLE 28 | | 9 | 9 | 4 | 24 | 28 | 3 |
| ABSENTEE STYLE 29 | | 233 | 28 | 205 | 22 | 25 | 247 |
| ABSENTEE STYLE 30 | | 528 | 2 | 10 | 28 | 28 | 117 |
| ABSENTEE STYLE 31 | | 47 | 42 | 8 | | | 16 |
| ABSENTEE STYLE 32 | | 253 | 84 | 39 | 24 | 39 | 51 |
| ABSENTEE STYLE 33 | | 829 | | 225 | | | 164 |
| TOTALS | 30397 | 26392 | 2093 | 5282 | 735 | 978 | 6375 |

| | |
|---|---|
| DALYNNE HERNANDEZ | 54 |
| CONNIE MCHAIR | 77 |
| CHRY DEL MCCOLLOR | 50 |
| | 1 |
| | 333 |
| | 171 |
| | 7 |
| | 81 |
| | 235 |
| | 9787 |

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1183

A RESOLUTION AMENDING THE AFFIRMATIVE ACTION PROGRAM FOR THE CITY OF MODESTO RELATING TO INCREASING THE MEMBERSHIP OF THE AFFIRMATIVE ACTION COMMISSION.

WHEREAS, by Resolution No. 87-237 adopted on April 7, 1987, the City of Modesto adopted a revised Affirmative Action Program dated March 1987 for the City of Modesto, and

WHEREAS, the Council desires to amend the Affirmative Action Program to increase the membership of the Affirmative Action Commission from nine (9) members to ten (10) members appointed by the City Council including a member from the Human Relations Commission, the tenth member to have voting privileges and to be appointed by the Human Relations Commission from its membership,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Affirmative Action Commission membership listed on page 5 of the revised Affirmative Action Program dated March 1987 is amended to read as follows:

Affirmative Action Commission

The Commission shall consist of ten (10) members appointed by the City Council including a member from the Human Relations Commission. This tenth member will have voting privileges. The Human Relations Commission shall appoint this member from amongst its membership. Representation shall include members of protected classes: females, minorities, the disabled and workers over forty (40) years of age.

Membership on the Commission shall be for a term of two (2) years except that four of the initial appointments made by the City Council shall be for one (1) year and thereafter shall be for two (2) year terms.

At the first meeting of each calendar year, the Commission shall designate a chair and vice-chair from among its members to serve for a one (1) year period.

When an interim vacancy occurs on the Commission, an appointment may be made by the City Council to fill the unexpired term of the membership vacated. All members serve at the discretion of the City Council and serve without compensation.

The Affirmative Action Officer shall serve as staff/secretary for the Commission keeping all minutes of all meetings and providing necessary assistance for the functioning of the Commission.

From time to time, Department Affirmative Action Coordinators may be appointed by department heads, as required, and shall attend Commission meetings as directed.

The basic role of the Commission is to advise and assist the City Manager and staff with affirmative action as follows:

a. To review work force analysis as provided by staff; to provide input and review data utilized in the analysis.

b. To review utilization analysis of job groups and all affirmative action progress reports; to work with designated city staff members in developing specific corrective actions.

c. To revise existing affirmative action goals and timetables, set priorities and make recommendations in cooperation with designated city staff members.

d. To make recommendations to implement and oversee the dissemination of policy within the city work force and the community as a whole.

e. To develop and recommend "action oriented" programs to attain the designated goals within established time frames

f. To insure a method of internal audit and review reporting system

g. To recommend methods of support with local, state and national affirmative action programs.

h. To insure that the Affirmative Action program of the City of Modesto as adopted by the Modesto City Council remains in compliance with sex, national origin, and religious discrimination guidelines.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of November, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1184

A RESOLUTION RESCINDING RESOLUTION NO. 84-146 RELATING TO THE AFFIRMATIVE ACTION PROGRAM FOR THE CITY OF MODESTO.

WHEREAS, by Resolution No. 87-237 adopted on April7, 1987, the City of Modesto adopted a revised Affirmative Action Program dated March 1987 for the City of Modesto, and

NOW, THEREFORE, BE IT RESOLVED that Resolution No. 84-146 relating to the Affirmative Action Program for the City of Modesto dated February 1984 is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of November, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

111687

3598CA

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1185

A RESOLUTION GRANTING THE APPEAL OF ANTHONY JOHNSTAD TO THE DECISION OF THE PLANNING COMMISSION DENYING AN AMENDMENT TO A PLOT PLAN FOR A SINGLE-FAMILY DWELLING ON A FLAG LOT IN THE R-1 ZONE, AND OVERRULING THE DECISION OF THE PLANNING COMMISSION.

WHEREAS, Anthony Johnstad has applied for approval of an amendment to a plot plan for a single-family dwelling on a flag lot in the R-1 Zone located on the north side of Woodland Avenue, west of Rosemore Avenue, and

WHEREAS, the plot plan and elevation plans for the project were reviewed by the Planning Commission at its meeting on October 19, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, in accordance with Section 10-2.603 of the Modesto Municipal Code, and

WHEREAS, at said hearing, the Planning Commission, by Resolution No. 87-172, denied the plot plan as requested for said amended sitting of a single-family dwelling on a flag lot for inadequately addressing the issue of compatibility with the adjacent property to the north, and

WHEREAS, an appeal to the decision of the Planning Commission denying said plot plan for a single-family dwelling on a flag lot in the R-1 Zone was filed with the City Clerk by Anthony Johnstad by letter received by the City Clerk on October 22, 1987, and

WHEREAS, said appeal was set for public hearing before the Council of the City of Modesto at its regular meeting place located in the Council Chambers in the City Hall, 801 11th Street, Modesto, California, at 7:30 p.m. on November 10, 1987, and

WHEREAS, after hearing evidence both oral and documentary, the Council of the City of Modesto at the meeting of November 10, 1987, found and determined that the appeal of Anthony Johnstad to the decision of the Planning Commission denying said plot plan for a single-family dwelling on a flag lot in the R-1 Zone located on the north side of Woodland Avenue, west of Rosemore Avenue, should be granted, and the decision of the Planning Commission should be overruled,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby finds and determines as follows:

1. Relocation of a dwelling on an approved flag lot is allowed subject to approval of a revised plot plan.

2. Conditions of approval of the approved plot plan will ensure a degree of compatibility with the adjacent residential properties.

BE IT FURTHER RESOLVED by the Council that the appeal of Anthony Johnstad to the decision of the Planning Commission denying said plot plan for a single-family dwelling on a flag lot in the R-1 Zone located on the north side of Woodland Avenue, west of Rosemore Avenue, is hereby granted for the reasons set forth above, and the decision of the Planning Commission denying said plot plan for a single-family dwelling on a flag lot in the R-1 Zone is hereby overruled.

BE IT FURTHER RESOLVED that the approval of the plot plan for a single-family dwelling on a flag lot in the R-1 Zone is hereby granted, subject to the following conditions:

1. All development shall conform to the plot plan and floor plans titled "Amend Flag Lot Plot Plan, Anthony Johnstad"" as amended in red, stamped approved by the City Council on November 10, 1987.

2. Prior to the issuance of a building permit, a landscaping and irrigation plan shall be approved by the Director of Parks and Recreation. A two and one-half foot wide planter shall be provided along each side of the entry driveway property line. Landscaping and the irrigation system shall be installed and maintained in accordance with the approved plan.

3. Fences or walls shall be constructed prior to occupancy and shall be as follows:

   A six-foot wood fence along the west and south line of Parcel 4, along the east and south lines of Parcel 3, and between the two parcels from the north line to where the two driveways meet.

4. Prior to occupancy, a minimum 36-foot setback area shall be provided along the applicant's north property line precluding vehicle access and parking areas. This setback shall be landscaped (i.e. brick planter, wall, trees, etc.) on the northwest portion of the parcel to further ensure licensed and non-licensed vehicles will be denied access.

5. All landscaping, fences, and walls shall be maintained and the premises shall be kept free of weeds, trash, and other debris.

6. Prior to issuance of a building permit the developer shall dedicate public utility easements as required by the utility companies and the Director of Engineering Services.

7. Trash cans shall be screened from view from any public street.

8. All utilities shall be underground and cable television service shall be stubbed into all units.

9. Prior to the issuance of a building permit for any structure, a parcel map shall be recorded.

10. A single 41-foot curb cut shall be provided to serve both flag lot Parcels 3 and 4 as shown on parcel map filed at 39 PM 16 Stanislaus County Records.

11. The applicant shall record a "Notice of Conditions" in the Stanislaus County Recorder's Office on a form available in the Planning and Community Development Department.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of November, 1987, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Whitside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1186

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR PLANNED DEVELOPMENT ZONE, P-D(437). (GRANT CONSTRUCTION CO., INC.)

WHEREAS, a verified application for an amendment to Sections 25-3-8 and 30-3-9 of the Zoning Map was filed by Grant Construction Co., Inc. on September 14, 1987, to reclassify from Low Density Residential Zone, R-1, to Planned Development Zone, P-D, to allow a neighborhood shopping center, property located on the west side of Carpenter Road between Kansas and Torrid Avenues, described as follows:

> All that certain real property situate in a portion of the Northeast quarter of Section 25, Township 3 South, Range 8 East, and a portion of the Northwest quarter of Section 30, Township 3 South, Range 9 East, Mount Diablo Base and Meridian and lying in the City of Modesto, County of Stanislaus, State of California, more particularly described as follows:
>
> COMMENCING at the Southeast corner of Parcel "2", as shown on the map filed in Book 19 of Parcel Maps at Page 50, Stanislaus County Records; said corner lies on the North right-of-way line of Kansas Avenue; thence South 88°50'00" West along said North right-of-way line, 300.00 feet; thence North 1°13'00" West, 200.00 feet; thence South 88°50'00" West, 193.00 feet thence North 1°13'00" West, 915.65 feet to the centerline of a private concrete pipeline and a point on the South line of Block No. 13 of Pleasant Homes, as shown on the map filed in Volume 9 of Maps, at Page 67, Stanislaus County Records; thence North 75°01'00" East along said concrete pipeline, 157.73 feet; thence South 78°31'10" East along said concrete pipeline, 23.63 feet; thence North 1°01'00" West, 80.92 feet to a point on the South right-of-way line of Torrid Avenue; thence North 89°09'36" East, along said South right-of-way line, 286.72 feet to a point on the West right-of-way line of Carpenter Road; thence along said West right-of-way line, the following five (5) courses 1) South 12°14'45" East, 191.75 feet; 2) thence South 0°48'39" East, 21.92 feet; 3) thence South 12°14'45" East, 471.19 feet to the beginning of a tangent curve, concave to the West, having a radius of 1955 feet and a central angle 11°30'00"; 4) thence southerly along the arc of said curve, 392.39 feet; 5) thence South 0°44'45" East, 153.96 feet to the beginning of a tangent curve, concave to the Northwest, having a radius of 15.00 feet and a central angle of 90°59'54"; thence along the arc of said curve, 23.82 feet; thence

South 0°44'45" East, 10.00 feet to a point on the North right-of-way line of said Kansas Avenue; thence North 89°45'00" West, along said North right-of-way line, 116.80 feet; thence North 1°13'00" West, 10.00 feet to the Point of Beginning of the description.

Including also the Southerly one-half of the original 40 foot Torrid Avenue, the Westerly one-half of North Carpenter Road, and the Northerly one-half of the original 40 foot Kansas Avenue and all immediately adjacent to the above-described property.

and

WHEREAS, after a public hearing held on October 19, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, it was found and determined by the Planning Commission, by its Resolution No. 87-174, that rezoning of the property as requested is required by public necessity, convenience and general welfare for the following reasons:

1. The proposed P-D Zone meets the locational criteria of the General Plan for a neighborhood shopping center.

2. The plan for the proposed P-D Zone meets or exceeds the City development standards as applied to the more recent shopping centers approved by the City.

3. The larger size of the proposed shopping center is proper considering the atypical service radii and the consequent greater existing and projected population to be served.

and

WHEREAS, after a public hearing held on November 10, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of Grant Construction Co., Inc. for a Planned Development Zone should be granted as consonant with public necessity, convenience and general welfare for the reasons set forth in Planning Commission Resolution No. 87-174 and quoted above, and

WHEREAS, the Council has introduced Ordinance No. 2560 -C.S. on the 10th day of November, 1987, reclassifying the above-described property from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(437).

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. DEVELOPMENT PLAN. The development plan for Planned Development Zone, P-D(437), is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan and floor plans titled "Carpenter and Kansas Shopping Center" as amended in red, stamped approved by the Planning Commission on October 19, 1987.

2. Prior to the issuance of a building permit, a landscaping and irrigation plan shall be approved by the Director of Parks and Recreation. Screen landscaping shall be installed along the entire west property line extending from Kansas Avenue through to Torrid Avenue. Landscaping and the irrigation system shall be installed and maintained in accordance with the approved plan.

3. Fences or walls shall be constructed prior to occupancy and shall be as follows:

   Eight foot decorative masonry wall along the entire west property line extending from Kansas Avenue through to Torrid Avenue, as shown on the approved plan.

4. All landscaping, fences, and walls shall be maintained and the premises shall be kept free of weeds, trash, and other debris.

5. The developer shall dedicate street right-of-way required by the Director of Engineering Services to complete Carpenter Road and Kansas and Torrid Avenues to major and collector street standards, respectively. Said dedications shall be made prior to the issuance of a building permit or at any time requested by the Director of Engineering Services to alleviate a health, safety, or traffic problem in the area.

6. The Carpenter Road and Kansas and Torrid Avenues frontages shall be improved to major and collector street standards, respectively, prior to the occupancy of any structures or when requested by the Director of Engineering Services to alleviate a health, safety, or traffic problem in the area.

7. Prior to issuance of a building permit, improvement plans for required improvements shall be prepared by a registered civil engineer and approved by the Director of Engineering Services. Improvements shall be constructed in accordance with the approved plans.

8. Prior to issuance of a building permit the developer shall dedicate public utility easements as required by the utility companies and the Director of Engineering Services.

9. Irrigation lines shall be removed, relocated, or protected as required by the Modesto Irrigation District and the Director of Engineering Services. Easements for irrigation lines to remain shall be dedicated.

10. Drainage shall be provided as required by the Director of Engineering Services.

11. All outdoor lighting shall be shielded from adjacent residential properties as required by the Director of Engineering Services.

12. Trash bins shall be kept in enclosures in accordance with the approved plan, and shall be constructed of building materials consistent with those used in the major buildings as approved by the Director of Planning and Community Development.

13. Any business may be open to the public only between the hours of 7 a.m. and 10 p.m. seven days a week, unless a use permit for each business seeking additional hours is obtained from the Board of Zoning Adjustment.

14. No operations conducted on the premises shall cause an unreasonable amount of noise, odor, dust, mud, smoke, vibration, or electrical interference detectable off the premises. All machinery or equipment shall be soundproofed as required by the Director of Engineering Services.

15. The loading dock area on the west side of the shopping center may not be used for outside storage of any type of material.

16. Any activity in the loading dock area, including the parking of trucks, may be conducted only between the hours of 7 a.m. and 10 p.m.

17. The supermarket shall be in the first phase of development and shall be under actual construction prior to any other uses opening for business.

18. Two freestanding shopping center identification signs shall be permitted, one each on the Carpenter/Kansas and Carpenter/Torrid corners. These signs shall not exceed 72 sq. ft. in area and 20 feet in height. All other signs in the shopping center shall comply with the sign requirements of the C-3 Zone.

19. No signs shall be permitted above eight feet in height on the west face of the buildings.

20. Prior to issuance of a building permit, the developer shall pay the City of Modesto the cost of planting street trees along the Carpenter Road, Kansas Avenue, and Torrid Avenue frontages. The number shall be as determined by the Director of Engineering Services.

21. All curbcuts serving two-way driveways shall be 41 feet in width.

22. Prior to issuance of a building permit, the developer shall show on the plans submitted to Building Inspection all fire hydrants as required by the Fire Chief. All hydrants required by the Fire Chief shall be installed and operable prior to construction of any structures.

23. That the developer shall defend, indemnify and hold harmless the City of Modesto or its agents, officers and employees from any claim, action or proceeding against the City of Modesto or its agents, officers or employees to attack, set aside, void or annul an approval of the City of Modesto or its advisory agency, appeal board or legislative body concerning this development which action is brought within the time period provided for in Section 66499.37 of the Government Code of the State of California. The City of Modesto shall promptly notify the developer of any claim, action or proceedings and shall cooperate fully in the defense.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned Development Zone, P-D(437):

The entire construction program be accomplished in one phase, construction to begin on or before October 19, 1990, and completion to be not later than October 19, 1991.

SECTION 3. CHANGES IN DEVELOPMENT PLAN. Any changes in the above-approved development plan shall be made in accordance with the provisions of Section 10-2.1709 of the Modesto Municipal Code.

SECTION 4. COMPLIANCE WITH CODE PROVISIONS, ETC. In all other respects said planned development shall be accomplished in accordance with and in strict adherence to the provisions of Article 17 of Title X of the Modesto Municipal Code relating to Planned Development Zones and other applicable City laws, rules, regulations and procedures.

SECTION 5. EFFECTIVE DATE. This resolution shall not become effective unless and until the ordinance reclassifying the above-described property to Planned Development Zone, P-D(437), becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of November, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

APPROVED AS TO DESCRIPTION:

By William Nichols
Department of Planning and Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1187

A RESOLUTION CERTIFYING REVIEW OF ENVIPONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION MAP 25-3-8 AND SECTION MAP 30-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON FROM R-1 TO P-D(437). (GRANT CONSTRUCTION CO., INC.)

WHEREAS, on November 10, 1987, the City Council introduced Ordinance No. 2560-C.S. giving approval to a project relating to an amendment to Section Map 25-3-8 and Section Map 30-3-9 of the Zoning Map of the City of Modesto to reclassify from Planned Development Zone, R-1, to Planned Development Zone, P-D(437), property located on the west side of Carpenter Road between Kansas and Torrid Avenues, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to an amendment to Section Map 25-3-8 and Section Map 30-3-9 of the Zoning Map of the City of Modesto to reclassify from Planned Development Zone, R-1, to Planned Development Zone, P-D(437), property located on the west side of Carpenter Road between Kansas and Torrid Avenues.



98CA

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10 day of November, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, City Attorney



98CA

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1188

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE CONSTRUCTION OF ROBERTSON ROAD PARK STREETS

BE IT HEREBY RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. The plans and specifications for the construction of Robertson Road Park streets

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on November 24, 1987, at 11:05 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of November, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1189

A RESOLUTION REJECTING ALL BIDS FOR THE IMPROVEMENTS TO FIRE STATION NO. 5 HEATING AND COOLING SYSTEM, AND OPENED IN THE OFFICE OF THE CITY CLERK ON JULY 28, 1987, AT 11:05 A.M., AND AUTHORIZING NEW CALL FOR BIDS

WHEREAS, Resolution No. 87-551 adopted by the Council of the City of Modesto on July 7, 1987, approved the plans and specifications for improvements to Fire Station No. 5 heating and cooling system, and authorized the call for bids; and

WHEREAS, the bids received for the improvements to Fire Station No. 5 heating and cooling system were opened at 11:05 a.m. on July 28, 1987, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, after staff evaluation, all bids were considered to be unacceptable, and the scope of the project has been redesigned allowing for alternatives in the work to be accomplished.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that all bids received for the improvements to Fire Station No. 5 heating and cooling system, and opened in the office of the City Clerk on July 28, 1987, are hereby rejected.

BE IT FURTHER RESOLVED by the Council of the City of Modesto that new call for bids for improvements to Fire Station No. 5 heating and cooling system to be opened November 24, 1987, at 11:10 a.m. is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of November, 1987, by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember Patterson , was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Sutton |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1190

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING ONE 600 VOLT MOTOR CONTROL CENTER

BE IT HEREBY RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. The plans and specifications for furnishing one 600 volt motor control center to operate the centrifugal pumps for the fixed film reactor copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on December 1, 1987, at 3:00 p.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of November, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1191

A RESOLUTION WAIVING FORMAL BID PROCEDURE AND AUTHORIZING PURCHASE OF ONE AUTOMATED ION ANALYZER FROM TEGAL SCIENTIFIC, INC.

WHEREAS, the Utility Services Sewerage Division is requesting the purchase of one automated ion analyzer to provide automation of testing for nitrate, nitrite, phosphorous, ammonia, sulfide and chloride analyses and to expand the laboratory capacity to provide cost effective analyses on demand, for drinking water and wastewater samples; and

WHEREAS, the West Coast distributor, Tegal Scientific, Inc., located in Concord, California, is the sole source for this equipment.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the purchase of one automated ion analyzer is hereby waived.

BE IT FURTHER RESOLVED that purchase of one automated ion analyzer from Tegal Scientific, Inc. for $35,260 is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of November, 1987, by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember Patterson , was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Sutton |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1192

A RESOLUTION WAIVING FORMAL BID PROCEDURES AND AUTHORIZING THE PURCHASE OF CHRISTMAS DECORATIONS FROM KELLEY DISPLAY COMPANY

WHEREAS, the Downtown Improvement District is requesting the purchase of 26 wreath/lantern Christmas decorations which will be attached to street light poles throughout the downtown area; and

WHEREAS, Kelley Display Company located in West Sacramento, was selected because of its charm and durability.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the purchase of Christmas decorations is hereby waived.

BE IT FURTHER RESOLVED that purchase of Christmas decorations from Kelley Display Company for the total price of $9,815 is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of November, 1987, by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember Patterson , was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Sutton |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1193

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND THE PARTNERSHIP OF RODNEY JOHNSON-BRADLEY HAWN FOR THE LEASE OF THE LOWER LEVEL OF 11TH AND K STREET PARKING GARAGE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and the partnership of Rodney Johnson-Bradley Hawn for the lease of 33 parking spaces on the lower level of the 11th and K Street parking garage

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of November, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Sutton |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1194

A RESOLUTION APPROVING THE RECOMMENDATION BY THE JOB AUDIT ADVISORY COMMITTEE TO ADOPT A REVISED LIST OF COMPARABLE JURISDICTIONS PROPOSED BY RALPH ANDERSEN & ASSOCIATES FOR THE SALARY SURVEY.

WHEREAS, on October 30, 1987, the Job Audit Advisory Committee met with Ralph Andersen & Associates to review the list of comparable jurisdictions proposed by Ralph Andersen & Associates for the salary survey, and

WHEREAS, the Job Audit Advisory Committee is composed of representatives of of MCEA, MPOA, Firefighters, Management and Confidential Advisory Committee, Personnel and the City Manager's Office, and

WHEREAS, the following list of comparable jurisdictions was submitted to the Job Audit Advisory Committee by Ralph Andersen & Associates:

City of Milpitas
City of Pleasanton
City of Livermore
City of San Mateo
City of Hayward
City of Concord
City of Stockton
City of Fresno
City of Sacramento

and

WHEREAS, the Job Audit Advisory Committee recommended that the Council adopt the list as proposed by Ralph Andersen & Associates with the exception that the City of Milpitas be replaced with the City of Fremont, and

WHEREAS, Ralph Andersen & Associates concurred with said recommendation because of Milpitas' relatively small population and, although, the cities of Pleasanton and Livermore are not much larger, Pleasanton and Livermore have much larger daytime populations and corresponding service needs, and

WHEREAS, Ralph Andersen & Associates recommended that the following four additional comparable jurisdictions be used in surveying the salary of executive management positions, all Department Heads, Deputy City Manager and City Manager:

City of Bakersfield
City of Burbank
City of Glendale
City of Pasadena

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby adopts the following list of comparable jurisdictions as recommended by the Job Audit Advisory Committee:

City of Fremont
City of Pleasanton
City of Livermore
City of San Mateo
City of Hayward
City of Concord
City of Stockton
City of Fresno
City of Sacramento

BE IT FURTHER RESOLVED that the Council hereby adopts the following four additional comparable jurisdictions be used in surveying the salary of executive management positions, all Department Heads, Deputy City Manager and City Manager, as recommended by Ralph Andersen & Associates:

City of Bakersfield
City of Burbank
City of Glendale
City of Pasadena

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of November, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By [signature]
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1195

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND THE SOCIETY FOR HANDICAPPED CHILDREN AND ADULTS FOR FUNDING OF HANDICAPPED IMPROVEMENTS AND REPAIRS UNDER THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FOR FY 1987-88

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and the Society for Handicapped Children and Adults for funding of handicapped improvements and repairs under the Community Development Block Grant Program for FY 1987-88

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of November, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Sutton |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1196

A RESOLUTION APPROVING AN INCREASE IN THE DISTRIBUTION OF COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FUNDS TO THE SOCIETY FOR HANDICAPPED CHILDREN AND ADULTS FOR HANDICAPPED BARRIER REMOVAL PURPOSES.

WHEREAS, at its meeting of May 27, 1986, the City Council considered the recommendations of the Citizens Housing and Community Development Committee relating to the distribution of Community Development Block Grant Program funds to the Society for Handicapped Children and Adults for handicapped barrier removal purposes, and

WHEREAS, the U. S. Department of Housing and Urban Development has established the requirement that Community Development Block Grant funds provide a minimum of 51% benefit to low to moderate income persons, and

WHEREAS, the U. S. Department of Housing and Urban Development has established that benefit to handicapped persons is considered 100% benefit to low to moderate income persons, and

WHEREAS, this granting of money is consistent with the established program and goals of the Handicapped Barrier Removal Program as approved by this Council, and

WHEREAS, by Resolution No. 86-520 adopted on May 27, 1986, the Council of the City of Modesto approved the distribution of Community Development Block Grant Program funds to the Society for Handicapped Children and Adults in the amount of $20,000, for handicapped barrier removal purposes as recommended by the Citizens Housing and Community Development Committee, from funds in the Fiscal Year 1985-86 Budget, and

WHEREAS, by Resolution No. 87-283 adopted on April 14, 1987, the Council of the City of Modesto approved an increase in Community Development Block Grant Program funds to the Society for Handicapped Children and Adults in the amount of $5,500 for additional handicapped barrier removal purposes as recommended by the Citizens Housing and Community Development Committee, and

WHEREAS, the Society for Handicapped Children and Adults has now determined that an additional $14,500 will be required to repair problems with their building and make the accessibility alterations they need, and

WHEREAS, the Citizens Housing and Community Development Committee at its meeting on October 22, 1987, recommended to the City Council an additional $14,500 Handicapped Barrier Removal Program grant as requested by the Society for Handicapped Children and Adults,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it does hereby approve the increase in distribution of Community Development Block Grant Program funds to the Society for Handicapped Children and Adults in the amount of $14,500, for a total of $40,000, for handicapped barrier removal purposes as recommended by the Citizens Housing and Community Development Committee, from funds in the Fiscal Year 1987-88 Budget.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of November, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By: Stan Yamamoto
STAN T. YAMAMOTO, City Attorney

**MODESTO CITY COUNCIL**
**RESOLUTION NO.** 87-1197

**A RESOLUTION APPROVING APPROPRIATION TRANSFER** FROM THE COMMUNITY DEVELOPMENT BLOCK GRANT LOAN RESERVE TO THE HOUSING PROGRAM OFFICE OPERATION BUDGET FOR THE IMPLEMENTATION OF COMMUNITY DEVELOPMENT BLOCK GRANT-FUNDED ACTIVITIES

**BE IT RESOLVED by the Council of the City of Modesto that the following appropriation transfer(s) are approved:**

| | | |
|---|---|---|
| FROM: | CDBG Loan Reserve (113 800 8000 8010) | $250,000 |
| TO: | Direct Grants (113 140 1454 0496) | $250,000 |

Transfer of funds into the Housing Program Office Operating Budget needed to cover grants made to City Departments and non-profit organizations under the Community Development Block Grant Program.

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 10th **day of** November, **19**87, **by Councilmember** Lang, **who moved its adoption, which motion being duly seconded by Councilmember** Patterson, **was upon roll call carried and the resolution adopted by the following vote:**

| | | |
|---|---|---|
| **AYES:** | **Councilmembers:** | Lang, McGrath, Muratore, Patterson, Whiteside, Mayor Mensinger |
| **NOES:** | **Councilmembers:** | None |
| **ABSENT:** | **Councilmembers:** | Sutton |

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1198

A RESOLUTION ACCEPTING WITH REGRET THE RESIGNATION OF VIVIAN A. McNULTY, FROM THE DOWNTOWN IMPROVEMENT DISTRICT ADVISORY BOARD, EFFECTIVE NOVEMBER 10, 1987

WHEREAS, Vivian A. McNulty was appointed a member of the Downtown Improvement District Advisory Board on September 8, 1987; and

WHEREAS, Vivian A. McNulty has tendered her resignation from the Downtown Improvement District Advisory Board, effective November 10, 1987; and

NOW, THEREFORE, BE IT RESOLVED that the resignation of Vivisn A. McNulty from the Downtown Improvement District Advisory Board be, and hereby is accepted with regret.

BE IT FURTHER RESOLVED that the Council of the City of Modesto, on its own behalf, and on behalf of the citizens of this City, hereby expresses its sincere appreciation to Vivian A. McNulty for her service to the community.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of November, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Sutton |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1199

A RESOLUTION AMENDING THE ANNUAL BUDGET OF THE CITY OF MODESTO FOR THE FISCAL YEAR 1987-88.

WHEREAS, it has been determined that certain adjustments are required to the Annual Budget of the City of Modesto for the Fiscal Year 1987-88,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the following adjustments be made to the Annual Budget of the City of Modesto for the Fiscal Year 1987-88.

GENERAL FUND (FUND NO. 010)

| Agy/Org/Object | Description | Increase (Decrease) |
|---|---|---|
| Finance | | |
| 120/1242/0110 | Salaries & Wages | 14,799 |
| 120/1242/0160 | PERS | 5,000 |
| 120/1242/0161 | Deferred Comp. | 180 |
| 120/1242/5819 | Desk | 600 |
| 120/1242/5820 | Chair | 150 |
| 120/1242/5821 | Computer Terminal | 1,500 |
| 120/1242/5822 | Bookcase | 150 |
| 120/1242/9990 | Service Credits | (9,990) |
| Engineering Services | | |
| 410/4112/0301 | Roratrim Cutter Head Papercutter | 725 |
| 440/4412/5824 | Desks & Chairs (11) | 13,000 |
| 440/4412/0209 | Training Expense | 1,100 |
| Fire | | |
| 180/1803/0110 | Salaries & Wages | 25,000 |
| Parking & Traffic | | |
| 160/1601/5045 | Filing Cabinets (2) | 920 |
| 160/1601/5046 | Demolition Hammer | 1,100 |
| 160/1601/0209 | Training Expense | 1,400 |

| | | |
|---|---|---|
| 160/1601/0216 | Equipment Rental | 3,000 |
| 160/1601/0360 | Materials & Supplies | 15,000 |

Planning

| | | |
|---|---|---|
| 140/1401/0110 | Salaries & Wages | 17,886 |

Police

| | | |
|---|---|---|
| 190/1961/0110 | Salaries & Wages | 105,545 |
| 190/1961/0160 | PERS | 25,030 |
| 190/1961/0161 | Deferred Comp. | 10,555 |
| 190/1961/5110 | Streamlight Flashlights (43) | 5,014 |
| 190/1961/5112 | Bulletproof Vests (SERT) (11) | 6,996 |
| 190/1961/0308 | Explorer Uniforms (14) | 3,500 |
| 190/1921/5091 | Shelving for Evidence Bldg. | 758 |
| 190/1921/5096 | Automatic Film Processor | 3,491 |

Utility Services

| | | |
|---|---|---|
| 450/4512/0110 | Salaries & Wages | 14,094 |
| 450/4512/0160 | PERS | 4,665 |
| 450/4512/0161 | Deferred Comp. | 141 |
| 450/4512/5825 | Portable Traffic Controller | 4,340 |

Parks & Recreation

| | | |
|---|---|---|
| 310/3113/0216 | Equipment Rental | 800 |
| 310/3113/0218 | Equipment Pool Rental | 1,202 |
| 310/3113/5139 | 2 Pack Blrs/2 Weed Whips | 1,396 |
| 330/3313/5830 | Overlay Dryden Parking Lot | 20,000 |
| 370/3712/5191 | Ptbl Masks & Filter Cnstrs. | 1,255 |
| 380/3814/5829 | Reroofing Mod Comm Svc Ctr | 8,200 |
| 380/3813/0223 | Sr Ctr Duct Smoke Detect. | 2,500 |
| 800/8000/8003 | General Fund Contingency Res | ($311,002) |

WATER FUND (FUND NO. 610)

| | | |
|---|---|---|
| 480/5012/0255 | Services by City Forces | 4,995 |
| 800/8000/8003 | Water Fund Contingency Res. | ($4,995) |

SEWER FUND (FUND NO. 621)

| | | |
|---|---|---|
| 480/5212/0255 | Services by City Forces | 4,995 |
| 800/8000/8003 | Sewer Fund Contingency Res. | ($4,995) |

BE IT FURTHER RESOLVED that the Director of Finance is hereby authorized to take the necessary steps to implement the provisions of this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of November, 1987, by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1200

A RESOLUTION ORDERING THE ROSEMORE-COX REORGANIZATION TO THE CITY OF MODESTO (UNINHABITED).

WHEREAS, the Stanislaus County Local Agency Formation Commission by Resolution dated July 15, 1987, approved the proposed Rosemore-Cox Reorganization to the City of Modesto upon condition that it be processed as a reorganization pursuant to the provisions of the Government Code of the State of California, and designated said Reorganization the Rosemore-Cox Reorganization, and

WHEREAS, the Stanislaus County Local Agency Formation Commission by said resolution found that the territory included in the proposed Rosemore-Cox Reorganization is uninhabited territory, and

WHEREAS, the Stanislaus County Local Agency Formation Commission by said resolution ordered that said Reorganization consist of (a) the annexation of said territory to the City of Modesto; (b) the detachment of said territory from the Woodland Avenue Fire Protection District; and (c) the annexation of said territory to the Modesto Municipal Sewer District No. 1, and

WHEREAS, the Stanislaus County Local Agency Formation Commission by said resolution ordered that the boundaries be modified to include all of the right-of-way of Rosemore Avenue between Cox and Blue Gum Avenues, and

WHEREAS, the Stanislaus County Local Agency Formation Commission by said resolution ordered that prior to the filing of the Certificate of Completion by the Executive Officer, the City of Modesto should undertake a "postcard survey" of the remaining territory in this "island" to determine if there is interest in annexing into the City, and

WHEREAS, the Stanislaus County Local Agency Formation Commission on July 15, 1987, ordered that a Notice of Determination/Negative Declaration, including mitigation measures, be filed as to the environmental impact of the subject Reorganization, and

WHEREAS, the Stanislaus County Local Agency Formation Commission by said resolution designated, pursuant to Section 56852 of the Government Code of the State of California, the City of Modesto as the conducting authority to initiate reorganization proceedings for said Reorganization, and

WHEREAS, the reasons for this annexation are as follows:

In order to make the full range of City services available to serve the proposed development in the area, and

WHEREAS, the regular county assessment roll is utilized by the City of Modesto, and

WHEREAS, the City Clerk has given notice to all persons legally entitled thereto, in the manner required by law, and

WHEREAS, the 10th day of November, 1987, at the hour of 7:30 p.m. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, was set as the date, time and place for hearing protests against said reorganization, and

WHEREAS, said public hearing was held on November 10, 1987, and continued to November 17, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, County of Stanislaus, State of California, and the Council of the City of Modesto did hear and pass upon all protests made to the proposed reorganization,

WHEREAS, written protests have been filed and not withdrawn by owners of land who own less than fifty (50%) percent of the total assessed value of land within the affected territory prior to said hearing,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

1. The boundaries of said territory have been modified to include all of the right-of-way of Rosemore Avenue between Cox and Blue Gum Avenues as requested by said LAFCO resolution.

2. A "postcard survey" of the remaining territory in this "island" to determine if there is interest in annexing into the City was conducted by the City of Modesto, Department of Planning and Community Development, as requested by said LAFCO resolution.

3. All requirements of the Cortese/Knox Local Government Reorganization Act of 1985 have been complied with.

4. That the area or territory designated as the Rosemore-Cox Reorganization is more particularly described on Exhibit A attached hereto and made a part hereof by reference as though set forth in full herein.

5. Said territory is hereby annexed to and made a part of the City of Modesto.

6. Said territory is hereby detached from the Woodland Avenue Fire Protection District.

7. Said territory is hereby annexed to the Modesto Municipal Sewer District No. 1. Said territory shall be subject to the authorized or existing bonded indebtedness of the Sewer district.

BE IT FURTHER RESOLVED that the City Clerk of the City of Modesto is hereby directed to immediately make, under the seal of said City of Modesto, a certified copy of this resolution, stating the date of its passage and to obtain such further documentation as is required by law. The City Clerk is further directed to transmit the aforesaid documents to the Executive Officer of the Stanislaus County Local Agency Formation Commission together with payment of applicable fees required by Section 54902.5 of the California Government Code.

BE IT FURTHER RESOLVED that pursuant to Section 57202 of the California Government Code, this Reorganization shall be effective on the date of execution of the certificate of completion by the Executive Officer of the Stanislaus County Local Agency Formation Commission.

BE IT FURTHER RESOLVED that the negative declaration including mitigation measures as to the environmental impact of this Reorganization has been reviewed and considered.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of November, 1987, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

APPROVED AS TO DESCRIPTION:

By [illegible]
Engineering Services Department

TO THE CITY OF MODESTO

DESCRIPTION

All that real property in the State of California, County of Stanislaus, being a portion of the Southeast quarter of Section 24, Township 3 South, Range 8 East, Mount Diablo Base and Meridian, described as follows:

BEGINNING at the Northeastern corner of Lot 15, of the CARMICHAEL COLONY, as per map filed December 16, 1912, in Volume 7 of Maps, Page 20, Stanislaus County Records; said point being on the existing City Limits as established by the Rosemore-Woodland Addition.

1. thence along the existing City Limits and the Eastern line of said Lot 15, South 01° 01' 30" East, 131.26 feet, to the Southeastern corner of the property conveyed to George W. Bowne, by deed recorded June 10, 1958, as Instrument 14188, Stanislaus County Records;

2. thence along the Southern line of said Bowne property, South 88° 32' 51" West, 663.73 feet, to a point on the center line of Rosemore Avenue, said center line being the North-South quarter section line of Section 24;

3. thence along said center line of Rosemore Avenue and said quarter section line, North 01° 01' 30" West, 1457.38 feet, to its intersection with the center line of Blue Gum Avenue;

4. thence along the center line of Blue Gum Avenue, said center line also being the East-West quarter section line of Section 24, North 88° 34' 00" East, 30.00 feet to its intersection with the northerly prolongation of the easterly right-of-way line of Rosemore Avenue;

5. thence along the easterly right-of-way line, and prolongations thereof, of Rosemore Avenue, South 01° 01' 30" East, 926.15 feet, to its intersection with the northerly right-of-way line of 60-foot Cox Avenue;

6. thence leaving the easterly right-of-way line of Rosemore Avenue, North 89° 04' 00" East, 637.10 feet along the said northerly right-of-way line, and prolongations thereof, of Cox Avenue to its intersection with the westerly line of Lot 8 of the Carmichael Colony and the existing City Limits as established by the Carpenter Addition;

7. thence along the existing City Limits and the westerly line of said Lot 8, South 0° 32' 00" East, 394.23 feet to the point of beginning.

CONTAINING: 8.710 Acres

Approved as to description

ON Sept 2 1987

BY Sity Mill

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1201

A RESOLUTION DENYING THE APPEAL FILED BY PAN CAPITAL INC. TO A PLANNING COMMISSION DECISION DENYING A REZONING FROM LOW DENSITY RESIDENTIAL ZONE, R-1, TO PLANNED DEVELOPMENT ZONE, P-D, PROPERTY LOCATED ON THE SOUTHEAST CORNER OF HATCH ROAD AND USTICK AVENUE, AND AFFIRMING THE DECISION OF THE PLANNING COMMISSION.

WHEREAS, a verified application for an amendment to Section 8-4-9 of the Zoning Map was filed by Pan Capital, Inc. on September 14, 1987, to reclassify from Low Density Residential Zone, R-1, to Planned Development Zone P-D, property located on the southeast corner of Hatch Road and Ustick Avenue, described as follows:

> All that certain real property situate in a portion of the Northwest Quarter of Section 8, Township 4 South, Range 9 East, Mount Diablo Base and Meridian, in the City of Modesto, County of Stanislaus, State of California more particularly described as follows:
>
> All of lots 18, 19, 20, and 21 of the Rio Grande Colony as shown in Volume 6 of maps at page 47 filed in the office of the County Recorder of Stanislaus County, California.
>
> Including also the Southerly one-half of original 40 foot wide Hatch Road immediately adjacent to the above described property.

and

WHEREAS, a public hearing was held by the Planning Commission on October 19, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, at which hearing evidence both oral and documentary was received and considered, and

WHEREAS, after considering said evidence, the Planning Commission found and determined that rezoning of the property as requested is not required by public necessity, convenience and general welfare for the reasons set forth in Planning Commission Resolution No. 87-173, and denied the

application of Pan Capital, Inc. to amend Section 8-4-9 of the Zoning Map to reclassify from Low Density Residential Zone, R-1, to Planned Development Zone P-D, property located on the southeast corner of Hatch Road and Ustick Avenue, and

WHEREAS, an appeal to the decision of the Planning Commission's denial of the request to rezone from Low Density Residential Zone, R-1, to Planned Development Zone P-D, property located on the southeast corner of Hatch Road and Ustick Avenue, was filed with the Office of the City Clerk by Michael A. deRuosi of Pan Capital, by letter dated October 27, 1987, and

WHEREAS, said appeal was set for a public hearing before the City Council at its regular meeting place in the City Council Chambers in the City Hall, 801 11th Street, Modesto, California, on November 17, 1987, at 4:00 p.m., and

WHEREAS, after hearing evidence both oral and documentary, the Council found and determined that said appeal to the denial of the requested rezoning of the property from Low Density Residential Zone, R-1, to Planned Development Zone, P-D, property located on the southeast corner of Hatch Road and Ustick Avenue, should be denied and the decision of the Planning Commission should be affirmed for the reasons set forth in Planning Commission Resolution No. 87-173 and quoted below:

1. In order to adhere to the commitment to improving traffic flow set forth in the updated Circulation Element of the General Plan, there must be no access from the subject property to Hatch Road.

2. A shopping center is not practical on the subject property without Hatch Road access.

3. The subject property can be properly developed with residential uses with access to Ustick Road, a collector street.

and

WHEREAS, the City Council certifies it has reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the requested rezoning,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the appeal of Michael A. deRuosi of Pan Capital to the decision of the Planning Commission denying the request to rezone from Low Density Residential Zone, R-1, to Planned Development Zone, P-D, property located on the southeast corner of Hatch Road and Ustick Avenue, is denied for the reasons set forth in Planning Commission Resolution No. 87-173 and quoted above, and the decision of the Planning Commission is hereby affirmed.

BE IT FURTHER RESOLVED by the Council that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the proposed project.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of November, 1987, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Whiteside, Mayor Mensinger

NOES: Councilmembers: Patterson, Sutton

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1202

A RESOLUTION AUTHORIZING THE PURCHASE OF WANG WORKSTATIONS AND A CABLE CONCENTRATOR AND ASSEMBLIES FROM WANG LABORATORIES, INC. AND RESCINDING A PORTION OF RESOLUTION NO. 87-1147

WHEREAS, on October 27, 1987, by Resolution No. 87-1147, the City Council approved the purchase of twenty-one Wang computer workstations from Seek Systems, Inc., and a cable concentrator and assemblies from Microtek Corp.; and

WHEREAS, staff has been informed by Seek Systems, Inc. and Microtek Corp. that they are not authorized Wang dealers, and that Wang will not sell them the product. Therefore, Seek Systems, Inc. and Microtek Corp. are not able to fulfill the City's order for the Wang computer equipment.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that the purchase of Wang workstations and a cable concentrator and assemblies from Wang Laboratories, Inc. for the total cost of $47,604.60, is hereby authorized.

BE IT FURTHER RESOLVED that those portions of Resolution No. 87-1147 awarding the bid for Wang workstations to Seek Systems, and a cable concentrator and assemblies to Microtek Corp. is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of November, 1987, by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember Patterson , was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1203

A RESOLUTION ACCEPTING THE BIDS OF EIMCO PROCESS EQUIPMENT FOR ITEM 1, AMERICAN SURFPAC FOR ITEM 2,AND FAIRBANKS MORSE FOR ITEM 3, FOR FIXED FILM REACTOR EQUIPMENT

WHEREAS, Resolution No. 87-1079, adopted by the Council of the City of Modesto on September 22, 1987, approved the plans and specifications for the purchase of fixed film reactor equipment and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of fixed film reactor equipment were opened at 3:00 p.m. on October 27, 1987, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bids of Eimco Process Equipment (Item 1), American SurfPac (Item 2), and Fairbanks Morse (Item 3) for an estimated total cost of $978,413.92, be accepted as the lowest responsible bids.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bids of Eimco Process Equipment, American SurfPac and Fairbanks Morse be accepted and the execution of contracts for the purchase of the equipment 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 November, 1987, by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember Whiteside , was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | McGrath |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1204

A RESOLUTION WAIVING FORMAL BID PROCEDURE AND AUTHORIZING PURCHASE OF TWO-WAY RADIOS AND MOBILE DATA TERMINALS FROM MOTOROLA, INC.

WHEREAS, the Police Department is requesting the purchase of thirteen mobile radios, seven motorcycle radios, and ten mobile data terminals; and

WHEREAS, the present two-way radios are equipped with a Motorola Digital Voice Privacy feature, and any new equipment must be Motorola to be compatible with the existing equipment.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the purchase of two-way radios and mobile data terminals is hereby waived.

BE IT FURTHER RESOLVED that purchase of two-way radios and mobile data terminals from Motorola, Inc. for the total price of $107,938.74 is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of November, 1987, by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember Patterson , was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1205

A RESOLUTION APPROVING THE FISCAL YEAR 1988-89 CITIZENS PARTICIPATION PLAN AND COMMUNITY DEVELOPMENT BLOCK GRANT APPLICATION PROCESS.

WHEREAS, the U. S. Department of Housing and Urban Development (HUD) has established the Community Development Block Grant Program to allow local communities to decide which eligible activities are best suited to their local needs, and

WHEREAS, the regulations governing the Community Development Block Grant Program require that citizens of the local communities be informed of the amount of money available and the range of activities that may be undertaken, and

WHEREAS, the Citizens Housing and Community Development Committee, at its meeting on September 18, 1987, voted to recommend to the City Council that the Citizens Participation Plan begin earlier in the year in order to allow local organizations more time to prepare a proposal for funding from Community Development Block Grant, and

WHEREAS, the proposed Citizens Participation Plan of the Community Development Block Grant Application for Fiscal Year 1988-89 is set forth on Exhibit A and attached hereto,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it does hereby approve the Citizen Participation Plan of the Community Development Block Grant Application process for Fiscal Year 1988-89 as set forth on Exhibit A attached hereto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17 day of November, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

CC AGENDA: 11/17/87

CITY OF MODESTO

# M E M O R A N D U M

DATE: November 10, 1987

TO: City Manager

FROM: Director of Planning and Community Development

SUBJECT: Consider Approval of the Citizens Participation Plan of the Community Development Block Grant Application for Fiscal Year 1988-89

Some of the Community Development Block Grant (CDBG) sub-grantees have had difficulties in completing the requirements for our CDBG grants, and staff has had requests for assistance in writing grant proposals.

Many of the other CDBG cities and counties start their Citizen Participation and CDBG application early, and thus allow for more non-profit organizations to participate.

Staff began the FY 1988-89 Citizen Participation Plan and CDBG application on October 28, 1987, with an evening meeting to describe the CDBG activities, and a workshop on November 5, 1987, to help any non-profit organizations put together a complete application.

Requests for funding will be due on March 4, 1988, and only complete applications, with state incorporation and tax-exempt status already granted, and complete plans and cost estimates, will be accepted. This will eliminate many of the problems we have had in 1986 and 1987.

Complete requests for funding will be presented to the CH&CDC on March 23, 1988, and will be voted upon for recommendation to the City Council on April 15, 1988, with a request for a public hearing on the entire CDBG application on May 3, 1988.

The Citizens Housing and Community Development Committee approved this new plan at their meeting on September 18, 1987.

Staff requests approval of this new Citizens Participation Plan and FY 88-89 CDBG Application process.

William S. Nichols

WSN:[illegible]:c

cc: City Clerk
[illegible]
[illegible] of Finance

[illegible]

Exhibit A

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1206

A RESOLUTION RESTATING TERMS OF OFFICE AND PROCEDURES FOR THE CITIZENS HOUSING AND COMMUNITY DEVELOPMENT COMMITTEE AND SUBCOMMITTEES, AND ESTABLISHING AN ECONOMIC DEVELOPMENT LOAN POOL SUBCOMMITTEE, AND SUPERSEDING RESOLUTION NO. 87-395.

WHEREAS, the City Council has established a citizens committee and subcommittees thereof to advise the Council on the City's Housing and Community Development (HCDA) Program, and

WHEREAS, terms of office and other procedures for said committee and subcommittees thereof are specified, and

WHEREAS, the Council desires to add an additional seat on the Citizens Housing and Community Development Committee for the newly appointed Chairperson of the Economic Loan Pool Subcommittee, and

WHEREAS, it is, therefore, necessary to change the requirements for a quorum for the Citizens Housing and Community Development Committee from five persons to six persons.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

A. Committee and Subcommittee Titles and Roles.

The Committee and Subcommittee titles and roles hereinafter stated are hereby established.

1. Title: Citizens Housing and Community Development Committee

Role: To provide overall review and make recommendations to the City Council regarding the city's HCDA program and its projects; to

review the annual HCDA application, including the Housing Assistance Plan; to monitor and evaluate the entire program and subcommittee effectiveness; to involve citizens in the program; and to formulate and transmit recommendations regarding policy matters to the City Council.

2. Title: Housing Maintenance and Counseling Subcommittee

Role: To develop the Housing Maintenance Program, especially the procedural manual including administrative procedures and policies; to develop a relocation program including provisions for emergency housing; to develop a counseling program; to monitor and evaluate these housing maintenance and counseling efforts; to involve citizens in the program; and to formulate and transmit recommendations regarding policy matters to the Citizens Housing and Community Development Committee.

3. Title: Rehabilitation Loan Pool Subcommittee

Role: To develop a rehabilitation loan pool, especially the procedural manual including administrative procedures and policies for loan funds, eligibility, and extent of governmental and private sector commitment of funds; to monitor and evaluate these rehabilitation loan pool efforts; to involve citizens in the program; to consider and approve requests for loans through the City Housing Rehabilitation programs; and to formulate and transmit recommendations regarding policy matters to the Citizens Housing and Community Development Committee.

4. Title: Economic Development Loan Pool Subcommittee

Role: To develop an economic development loan pool, especially the procedural manual including administrative procedures and policies for loan funds, eligibility, and extent of governmental and private

sector commitment of funds; to monitor and evaluate these economic development loan pool efforts; to involve citizens in the program; to consider and approve requests for loans through the City Economic Development Revolving Loan Fund; and to formulate and transmit recommendations regarding policy matters to the Citizens Housing and Community Development Committee.

B. Committee and Subcommittee Membership Composition and Terms

The Committee and Subcommittee membership composition and terms of office shall be as follows:

1. Terms of Office

   a. There shall be a two term maximum for any person.

   b. Full terms shall be four years.

   c. A partial term of two or more years shall be considered a full term.

2. Membership Composition

   a. Citizens Housing and Community Development Committee

      Seat No. 1 - City Council Member
      Seat No. 2 - Citizen at Large
      Seat No. 3 - Board of Supervisors Member
      Seat No. 4 - Planning Commissioner
      Seat No. 5 - Human Rights Commissioner or Citizen at Large
      Seat No. 6 - Citizen at Large
      Seat No. 7 - Citizen at Large
      Seat No. 8 - Chairperson, Housing Maintenance and Counseling Subcommittee
      Seat No. 9 - Chairperson, Rehabilitation Loan Pool Subcommittee
      Seat No. 10- Chairperson, Neighborhood Advisory Committee #3
      Seat No. 11- Chairperson, Economic Development Loan Pool Subcommittee

b. Housing Maintenance and Counseling Subcommittee

Seat No. 1 - City Council Member
Seat No. 2 - Planning Commissioner
Seat No. 3 - Human Rights Commissioner or Citizen at Large
Seat No. 4 - Provider of Shelter
Seat No. 5 - Provider of Services
Seat No. 6 - Provider of Services or Program User
Seat No. 7 - Provider of Services or Program User

c. Rehabilitation Loan Pool Subcommittee

Seat No. 1 - City Council Member
Seat No. 2 - Human Rights Commissioner or Citizen at Large
Seat No. 3 - Financial Institution or Provider of Services
Seat No. 4 - Provider of Shelter or Program User
Seat No. 5 - Representative of Financial Institutions
Seat No. 6 - Provider of Shelter or Services
Seat No. 7 - Provider of Services or Program User

d. Economic Development Loan Pool Subcommittee

Seat No. 1 - Council Member
Seat No. 2 - Commercial Financial Institution
Seat No. 3 - Commercial Financial Institution
Seat No. 4 - Business Institution
Seat No. 5 - Business Institution
Seat No. 6 - Low Income/Minority Citizen
Seat No. 7 - Low Income/Minority Citizen

C. Chairperson and Vice Chairpersons

1. Chairpersons for the Citizens Housing and Community Development Committee, the Housing Maintenance and Counseling Subcommittee, the Rehabilitation Loan Pool Subcommittee, and the Economic Development Loan Pool Subcommittee shall be appointed by the City Council.

2. Vice Chairperson for the Citizens Housing and Community Development Committee, the Housing Maintenance and Counseling Subcommittee, the Rehabilitation Loan Pool Subcommittee, and the Economic Development Loan Pool Subcommittee shall be elected by the respective committees.

3. Full terms of office of Chairpersons and Vice Chairpersons of the committees shall be four years commencing on July 1 of a given year and ending on June 30 four years later. Incumbents may serve more than one term.

D. Quorum and Voting

1. A quorum shall be six persons for the Citizens Housing and Community Development Committee and four persons each for the Housing Maintenance and Counseling Subcommittee, the Rehabilitation Loan Pool Subcommittee and the Economic Development Loan Pool Subcommittee.

2. To take formal action, six affirmative votes shall be necessary for the Citizens Housing and Community Development Committee. To take formal action, a vote of a majority of those present, as long as at least a quorum is present, shall be necessary for the Housing Maintenance and Counseling Subcommittee, the Rehabilitation Loan Pool Subcommittee, and the Economic Development Loan Pool Subcommittee.

E. Staff

The Department of Planning and Community Development shall provide staff support for the Citizens Housing and Community Development Committee and its subcommittees and coordinate assistance from other city departments.

BE IT FURTHER RESOLVED that Modesto City Council Resolution No. 87-395 is hereby superseded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17 day of November, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1207

A RESOLUTION ACCEPTING IMPROVEMENTS IN CAPE COD ESTATES NO. 4 SUBDIVISION AND AUTHORIZING RELEASE OF SUBDIVISION BONDS

WHEREAS, Franco Construction, subdividers of Cape Cod Estates No. 4 Subdivision have filed subdivision bonds for faithful performance and labor and materials in the amount of $491,300.00 and $ 245,650.00 respectively to guarantee improvements in Cape Cod Estates No. 4 Subd. and;

WHEREAS, the Director of Engineering in a memorandum dated November 10, 1987 indicates that all work required by the subdivision agreement has been completed to the satisfaction of the Engineering Department; and

WHEREAS, the Director of Engineering has indicated that it would be in order for the City Council to accept the improvements in said subdivision as complete and authorize the City Clerk to file notice of completion and release the subdivision bonds upon expiration of the statutory period.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto:

1. The improvements in Cape Cod Estates No. 4 Subdivision are hereby accepted.
2. The City Clerk is hereby authorized to release the subdivision bond for faithful performance in the amount of $ 491,300.00 upon recordation of notice of completion.
3. The City Clerk is hereby authorized to release the subdivision bond for labor and materials in the amount of $ 245,650.00 upon expiration of the statutory period.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of November, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1208

A RESOLUTION SETTING TIME AND PLACE FOR HEARING TO CONSIDER AMENDMENTS TO ZONING REGULATIONS OF THE MUNICIPAL CODE (OMNI 10)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that December 1, 1987, at 4:00 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of amendments to the Zoning Regulations of the Municipal Code (Omni 10) pertaining to gas price signs, satellite dish antennas, and off-street parking requirements.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of November, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1209

A RESOLUTION REVISING THE POSITION CLASSIFICATION PLAN FOR THE CITY OF MODESTO.

WHEREAS, a Position Classification Plan for the City of Modesto was adopted by Modesto City Council Resolution No. 67-77 pursuant to Rule 2 of the Personnel Rules and Regulations of the City of Modesto, and

WHEREAS, the City Manager has recommended to the Council amendments to the Position Classification Plan, and

WHEREAS, Rule 2.2 of the City of Modesto Personnel Rules provides that revisions to the Classification Plan shall be effective upon adoption of resolution of the City Council,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. CLASSIFICATION CREATED. The Position Classification Plan of the City of Modesto is hereby amended to create the following classification:

Fire Plans Checker

The specification for the classification created, as shown on the attached Exhibit "A", which is hereby made a part of this resolution by reference, is hereby approved and made a part of the Position Classification Plan of the City of Modesto.

SECTION 2. EFFECTIVE DATE. This resolution shall become effective on and after November 17, 1987.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17 day of November, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

# FIRE PLANS CHECKER

## DEFINITION:

Under general supervision, to review plans and specifications submitted to the Fire Department for compliance to National, State and Local Codes and Ordinances related to Fire/Life Safety Regulations; to document and communicate necessary corrections to insure adequate code compliance; to perform field inspections of projects and buildings to insure and validate construction code compliance; to do other related work as required.

## EXAMPLES OF DUTIES

Reviews plans and specifications of proposed new and remodeled projects, buildings and structures for compliance with National Fire Protection Association Standards, California Administrative Code Title 19 and Title 24 Requirements, Uniform Fire Code Requirements, and accepted Fire Protection Engineering Standards; consults with builders, architects and engineers on questions related to interpretation and application of various codes and ordinances; makes field inspections where problems are encountered; interfaces with and coordinates bureau use of consulting services for large building projects; calculates fire flow requirements of building sprinkler, fire protection, and hydrant systems; advises the Fire Marshal concerning codes and ordinances related to community fire protection.

## EMPLOYMENT STANDARDS

Experience and Education:

Three (3) years experience equivalent to a Fire Inspector II (Fire Prevention Technician).

(The following is desirable but not required: Certification from the State Fire Marshal as a Plans Examiner or certification in Fire Protection Engineering).

(The following is desirable but not required: equivalent to a two (2) year (Associate) degree in an acceptable field of study. Preference will be extended to those candidates possessing at least eighteen (18) units in building construction, drafting, engineering, mathematics, or fire science.

and

EMPLOYMENT STANDARDS

Knowledge of:

Modern construction practices, methods and materials; Fire Department inspection procedures; building, fire and life safety codes; general and construction safety regulations and practices.

Ability to:

Check plans in conformance to building, fire and life safety codes; use inspection methods to detect deviations from plans and specifications; read and interpret codes; enforce ordinances with good judgment, firmness and impartiality; meet the public tactfully; prepare technical reports; make mathematical computations rapidly and accurately.

and

Possession of an appropriate operator's license issued by the California Department of Motor Vehicles.

Incumbents will be required to file a Statement of Economic Interests.

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1210

A RESOLUTION AMENDING EXHIBIT "H" OF RESOLUTION NO. 87-566 ENTITLED "A RESOLUTION ESTABLISHING SALARY SCHEDULES AND FIXING COMPENSATION FOR POSITIONS IN THE CITY SERVICE."

BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. AMENDMENT TO RESOLUTION NO. 87-566. Exhibit "H" entitled "City of Modesto Alphabetical Listing of Classifications in City Service 1987-88", attached to Resolution No. 87-566, is hereby amended as shown on the amended Exhibit "H" entitled "City of Modesto Alphabetical Listing of Classifications in City Service 1987-88", which is attached hereto and made a part hereof as though set forth in full herein. Said amended Exhibit "H" adds the classification of Fire Plans Checker, Range 127.5

SECTION 2. EFFECTIVE DATE. This resolution shall become effective on and after November 17, 1987.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17 day of November, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, City Attorney

CITY OF MODESTO
ALPHABETICAL LISTING OF CLASSIFICATIONS IN CITY SERVICE
1987-88
(Effective 7-7-87, amended 10-13-87; 11-17-87.)

| Range No. | Title of Classification |
|---|---|
| 115.5 | Account Clerk |
| 422.0 | Accountant I |
| 426.0 | Accountant II |
| 119.5 | Accounting Technician |
| 123.0 | Accounts Examiner |
| 422.0 | Administrative Analyst I |
| 426.0 | Administrative Analyst II |
| 117.5 | Administrative Clerk |
| 118.5 | Administrative Clerk - Police |
| 432.0 | Airport Manager |
| 424.5 | Airport Maintenance Supervisor |
| 116.5 | Animal Control Officer I |
| 118.5 | Animal Control Officer II |
| 426.5 | Arborist |
| 633.0 | Assistant Chief of Police |
| 437.0 | Assistant City Attorney |
| 422.5 | Assistant City Clerk |
| 429.0 | Assistant Civil Engineer |
| 433.0 | Assistant Director - Community Center |
| 433.0 | Assistant Director of Parks & Recreation |
| 436.0 | Assistant Director of Utility Services |
| 122.5 | Assistant Electrician |
| 123.0 | Assistant Industrial Waste Inspector |
| 120.5 | Assistant Laboratory Technician |
| 425.5 | Assistant Parks Construction Supervisor |
| 426.0 | Assistant Planner |
| 427.0 | Assistant Risk Manager |
| 426.0 | Assistant Shop Supervisor |
| 433.0 | Assistant to the City Manager |
| 432.0 | Associate Civil Engineer |
| 429.0 | Associate Planner |
| 420.5 | Benefits Technician |
| 428.0 | Budget Analyst |
| 122.5 | Building Inspector I |
| 125.5 | Building Inspector II |
| 426.5 | Building Maintenance Supervisor |

| Range No. | Title of Classification |
|---|---|
| 120.5 | Building Maintenance Worker |
| 120.5 | Cement Mason |
| 434.0 | Chief Building Official |
| 430.0 | Chief Electrician |
| N/A | Chief of Police |
| 428.0 | Chief of Survey Party |
| N/A | City Attorney |
| N/A | City Clerk and Auditor |
| N/A | City Manager |
| 119.5 | Civil Engineering Technician I |
| 122.5 | Civil Engineering Technician II |
| 125.5 | Civil Engineering Technician III |
| 127.5 | Civil Engineering Technician IV |
| 114.5 | Clerk Typist |
| 414.6 | Clerk Typist (Confidential) |
| 124.0 | Coach Mechanic |
| 419.5 | Claims Representative |
| 119.5 | Code Enforcement Specialist |
| 424.0 | Collections Supervisor |
| 426.5 | Community Center Events Coordinator |
| 426.5 | Community Center Operations Supervisor |
| 120.5 | Community Service Officer |
| 118.5 | Computer Operator |
| 127.5 | Construction Inspector |
| 124.5 | Crime Analyst |
| 118.5 | Data Processing Technician |
| 430.0 | Data Processing Manager |
| 427.0 | Deputy City Attorney I |
| 429.0 | Deputy City Attorney II |
| 420.5 | Deputy City Clerk |
| N/A | Deputy City Manager |
| 312.0 | Detective |
| N/A | Director of Engineering Services |
| N/A | Director of Finance |
| N/A | Director of Management Services |
| N/A | Director of Parking and Traffic |

Exhibit "H"

| Range No. | Title of Classification |
|---|---|
| N/A | Director of Parks and Recreation |
| N/A | Director of Planning and Community Development |
| N/A | Director of Utility Services |
| N/A | Economic Development Manager |
| 428.5 | Electrical Supervisor |
| 118.5 | Electrical Technician I |
| 120.5 | Electrical Technician II |
| 127.0 | Electrician |
| 116.5 | Engineering Contracts Specialist |
| 428.0 | Engineering Systems Manager |
| 122.5 | Equipment Crew Leader |
| 122.0 | Equipment Mechanic |
| 120.5 | Equipment Operator |
| 121.5 | Equipment Operator - Backhoe |
| 119.0 | Equipment Service Worker I |
| 120.5 | Equipment Service Worker II |
| 118.5 | Evidence and Property Specialist |
| 424.0 | Executive Assistant |
| 420.5 | Executive Secretary |
| 435.0 | Finance Division Manager |
| 531.0 | Fire Battalion Chief |
| 581.0 | Fire Battalion Chief (PERS Option) |
| 214.0 | Fire Captain |
| 264.0 | Fire Captain (PERS Option) |
| N/A | Fire Chief |
| 212.0 | Fire Engineer |
| 262.0 | Fire Engineer (PERS Option) |
| 123.0 | Fire Equipment Mechanic |
| 210.0 | Fire Fighter |
| 261.0 | Fire Fighter (PERS Option) |
| 208.0 | Fire Fighter Trainee |
| 127.5 | Fire Plans Checker |
| 123.5 | Fire Prevention Technician |
| 117.5 | Graphics and Drafting Technician |

| Range No. | Title of Classification |
|---|---|
| 426.0 | Historical Buildings Supervisor |
| 122.0 | Housing Conservationist |
| 122.0 | Housing Financial Specialist |
| 432.0 | Housing Program Officer |
| 122.0 | Housing Rehabilitation Specialist I |
| 125.0 | Housing Rehabilitation Specialist II |
| 123.0 | Industrial Waste Inspector I |
| 125.0 | Industrial Waste Inspector II |
| 128.0 | Instrument Repair Technician |
| 116.5 | Janitor |
| 422.5 | Janitor Supervisor |
| 126.0 | Junior Civil Engineer |
| 122.5 | Laboratory Technician |
| 113.5 | Laborer (Hourly rate only) |
| 426.0 | Landscape Designer |
| 126.0 | Lead Coach Mechanic |
| 124.0 | Lead Equipment Mechanic |
| 122.5 | Lead Traffic Painter |
| 418.6 | Legal Secretary |
| 423.5 | Legal Services Supervisor |
| 420.5 | Legal Services Technician |
| 120.5 | Maintenance Mechanic |
| 121.0 | Maintenance Mechanic - Parks |
| 121.0 | Maintenance Mechanic - Pumps |
| 122.0 | Maintenance Mechanic Crew Leader - Parks |
| 122.0 | Maintenance Mechanic Crew Leader - Pumps |
| 116.5 | Maintenance Worker I |
| 118.5 | Maintenance Worker II |
| 113.5 | Maintenance Worker Trainee |
| 428.0 | Management Analyst |
| 120.5 | Meter Reader/Repair Worker |
| 120.5 | Motor Sweeper Operator |
| 424.0 | Museum Supervisor |

| Range No. | Title of Classification |
|---|---|
| 122.5 | Nursery Propagator |
| 109.5 | Office Aide |
| 112.5 | Office Clerk |
| 412.6 | Office Clerk (Confidential) |
| 422.5 | Office Services Supervisor |
| 422.0 | Office Supervisor |
| 429.0 | Parking and Traffic Superintendent |
| 120.5 | Parking Meter Worker |
| 427.5 | Parks Construction Supervisor |
| 120.5 | Parks Crew Leader |
| 720.5 | Parks Crew Leader (Y Rate) |
| 424.5 | Parks Maintenance Supervisor I |
| 426.5 | Parks Maintenance Supervisor II |
| 429.0 | Parks Superintendent |
| 421.5 | Payroll Technician |
| 426.0 | Personnel Analyst |
| 432.0 | Personnel Manager |
| 419.5 | Personnel Technician |
| 127.5 | Plan Review Engineer |
| 117.5 | Planning Technician I |
| 120.5 | Planning Technician II |
| 123.5 | Planning Technician III |
| 123.0 | Plant Mechanic |
| 425.0 | Plant Mechanical Maintenance Supervisor |
| 632.0 | Police Captain |
| 114.5 | Police Clerk |
| 630.0 | Police Lieutenant |
| 310.0 | Police Officer |
| 308.0 | Police Officer Trainee |
| 425.0 | Police Records Supervisor |
| 628.0 | Police Sergeant |
| 432.0 | Principal Planner |
| 115.5 | Printing Services Operator |
| 113.5 | Printing Services Trainee |
| 123.0 | Programmer Analyst I |
| 126.0 | Programmer Analyst II |

| Range No. | Title of Classification |
|---|---|
| 430.0 | Property Agent |
| 426.0 | Public Information Officer |
| 124.0 | Public Services Inspector |
| 427.0 | Public Services Supervisor |
| 120.5 | Public Works Line Worker |
| 424.5 | Public Works Supervisor I |
| 426.5 | Public Works Supervisor II |
| 124.0 | Purchasing Assistant |
| 430.0 | Purchasing Officer |
| 112.5 | Receptionist |
| 429.0 | Recreation Superintendent |
| 426.0 | Recreation Supervisor |
| 426.0 | Recycling Program Coordinator |
| 432.0 | Risk Manager |
| 433.0 | Sanitary Engineer |
| 425.0 | Secondary Treatment Site Supervisor |
| 418.6 | Secretary |
| 127.5 | Senior Building Inspector |
| 426.0 | Senior Buyer |
| 434.0 | Senior Civil Engineer |
| 120.5 | Senior Computer Operator |
| 128.5 | Senior Construction Inspector |
| 432.0 | Senior Deputy City Attorney I |
| 435.0 | Senior Deputy City Attorney II |
| 116.5 | Senior Microfilm & Graphics Technician |
| 417.6 | Senior Personnel Clerk |
| 116.5 | Senior Police Clerk |
| 118.5 | Senior Printing Services Operator |
| 428.0 | Senior Programmer Analyst |
| 120.5 | Senior Storeskeeper |
| 123.0 | Senior Wastewater Treat. Plant Operator |
| 418.6 | Senior Word Processing Technician |
| 429.0 | Shop Supervisor |
| 424.5 | Social Services Coordinator |
| 430.0 | Solid Waste Program Manager |

| Range No. | Title of Classification |
|---|---|
| 115.5 | Stenographer Clerk |
| 415.6 | Stenographer Clerk (Confidential) |
| 118.5 | Storeskeeper |
| 429.0 | Streets Maintenance Superintendent |
| 120.5 | Street Trees Crew Leader |
| 430.0 | Supervising Accountant |
| 430.0 | Supervising Building Inspector |
| 430.0 | Supervising Construction Inspector |
| 428.0 | Supervising Housing Rehabilitation Spec't |
| 117.5 | Supply Specialist |
| 430.0 | Systems & Procedures Accountant |
| 434.0 | Traffic Engineer |
| 127.5 | Traffic Engineering Technician |
| 120.5 | Traffic Painter |
| 426.0 | Training Coordinator |
| 429.0 | Transit Manager |
| 427.0 | Treasury Accountant |
| 120.5 | Tree Trimmer |
| 720.5 | Tree Trimmer (Y-Rate) |
| 122.5 | Tree Trimmer Crew Leader |
| 424.5 | Warehouse Supervisor |
| 118.5 | Wastewater Treatment Plant Attendant |
| 120.5 | Wastewater Treatment Plant Operator |
| 429.0 | Wastewater Treatment Plant Supervisor |
| 432.0 | Water Quality Control Superintendent |
| 422.0 | Word Processing System Supervisor |
| 415.6 | Word Processing Technician I |
| 416.6 | Word Processing Technician II |
| 425.0 | Zoning Inspector |

| Range No. | Title of Classification |
|---|---|

Totals: 14 City Manager, Department Heads
215 Other
229

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1211

A RESOLUTION APPROVING AMENDED AGREEMENT BETWEEN THE CITY OF MODESTO AND DIAL-A-RIDE TO PROVIDE SICK LEAVE BENEFITS TO DIAL-A-RIDE DRIVERS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the amended agreement between the City of Modesto and Dial-A-Ride, to provide sick leave benefits to Dial-A-Ride drivers

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of November, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1212

A RESOLUTION SETTING TIME AND PLACE FOR HEARING TO CONSIDER INTRACITY TRANSIT ROUTE CHANGES

BE IT HEREBY RESOLVED by the Council of the City of Modesto that December 8, 1987, at 7:30 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of Intracity Transit route changes.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of November, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1213

**A RESOLUTION SETTING TIME AND PLACE FOR HEARING** TO ACCEPT PUBLIC COMMENT ON THE PLAN FOR PROVIDING TRANSPORTATION SERVICES FOR HANDICAPPED PERSONS IN MODESTO

BE IT HEREBY RESOLVED by the Council of the City of Modesto that January 5, 1988, at 4:00 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of public comment on the plan for providing transportation services for handicapped persons in Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of November, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1214

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND STANISLAUS COUNTY FOR CONSTRUCTION OF TRAFFIC SIGNAL AT OAKDALE AND FLOYD ROADS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Stanislaus County for construction of a traffic signal at Oakdale and Floyd Roads

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of November, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1215

A RESOLUTION GRANTING THE REQUEST OF RICHARD T. VINE TO INSTALL A MONITORING WELL ON THE YOSEMITE EXXON SITE, LOCATED AT 1234 YOSEMITE BOULEVARD IN THE CITY OF MODESTO.

WHEREAS, a request was filed by Richard T. Vine for permission to install a groundwater monitoring well on the Yosemite Exxon site, located at 1234 Yosemite Boulevard in the City of Modesto, more particularly described on Exhibit A attached hereto, and

WHEREAS, the well proposed is to be drilled to a depth of 80 feet, and

WHEREAS, the well would be used to monitor groundwater for an undetermined time period to satisfy California Water Quality Control Board requirements to assure that groundwater will be protected from leaking underground tanks,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

1. Permission is hereby granted to Richard T. Vine to install on the Yosemite Exxon site, located at 1234 Yosemite Boulevard in the City of Modesto, a groundwater monitoring well in accordance with the provisions of Section 5-1.501 of the Modesto Municipal Code and subject to the following terms and conditions:

(a) The well shall not exceed a depth of 80 feet.

(b) The drilling of the well shall be subject to the approval of the Director of Utility Services of the City of Modesto and the Environmental Resources Department of the County of Stanislaus.

(c) The installation shall be made in accordance with all requirements of the laws of the State of California, the County of Stanislaus and the City of Modesto.

(d) When the groundwater is no longer required to be monitored with the well, Richard T. Vine shall arrange to abandon and permanently seal the well in accordance with the requirements of the Director of Utility Services.

(e) That a letter agreement between Richard T. Vine and the City of Modesto be approved concurrently, and no right shall be conferred by this resolution without said letter agreement being approved.

(f) That Richard T. Vine understands that permission will be binding on all successors, assigns and heirs of the permittee.

2. The City Clerk shall furnish permittee with a certified copy of this resolution. Permittee shall have twenty days from and after the adoption of this resolution within which to file written acceptance of this permit with the City Clerk and no right shall be conferred by this resolution until said acceptance is so filed.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17 day of November, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

YOSEMITE EXXON SERVICE STATION
MODESTO, CALIFORNIA

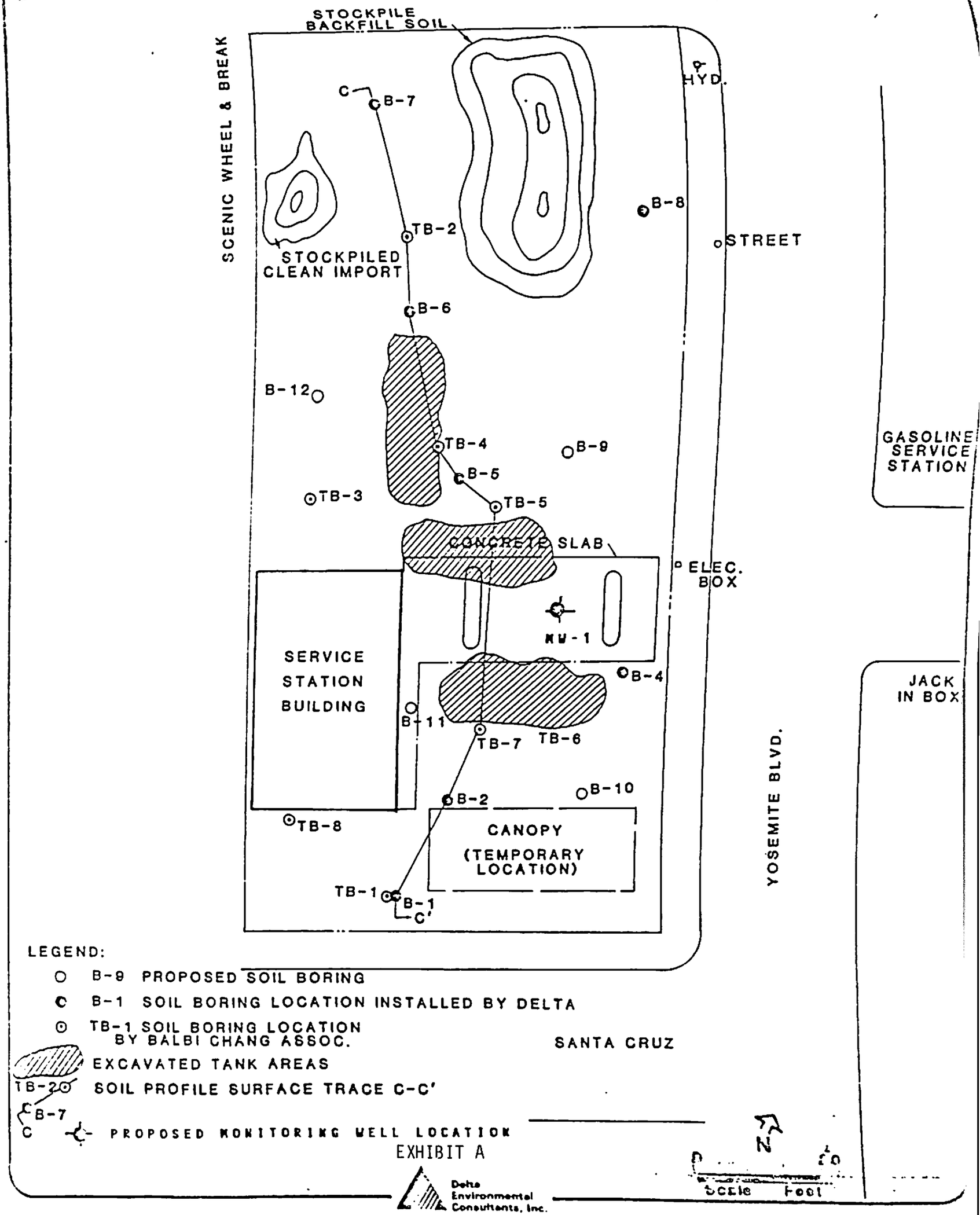



EXHIBIT A

Delta Environmental Consultants, Inc.

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1216

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND RICHARD T. VINE, OWNER OF YOSEMITE EXXON, TO INSTALL ONE MONITORING WELL AT 1234 YOSEMITE BOULEVARD

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Richard T. Vine, owner of Yosemite Exxon, to install one monitoring well at 1234 Yosemite Boulevard

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of November, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1217

A RESOLUTION SETTING TIME AND PLACE FOR HEARING ON REPORT OF WORK AND COST OF CONSTRUCTION OF IMPROVEMENTS ALONG CERTAIN STREETS IN THE CITY OF MODESTO (E. ORANGEBURG, KANSAS, EL CAMINO AND ROSEBURG AVENUES)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that December 8, 1987, at 7:30 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of the cost of installation of curb and/or sidewalk at various locations on E. Orangeburg, Kansas, El Camino and Roseburg Avenues (list attached).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of November, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

1. Curb and walk at 2347 E. Orangeburg Avenue, Portion of Block 1437 (Community Pacific Broadcasting - $13,816.00)

2. Curb and walk at 2405 E. Orangeburg Avenue, a portion of Block 1465 (Carl and Evelyn A. Crhistiansen - $3,776.00)

3. Curb and Walk at 2405 Kansas Avenue, a portion of Block 5445 (Lawrence and Helen Welch - $1,687.00)

4. Curb at 620 El Camino, a portion of Block 1039 (Donald and Mary A. Bailey - $1,053.00)

5. Curb along El Camino Avenue at 602 El Camino Avenue, Lot 1 of Block 1039 (Brice M. and Dianne C. Gauldin - $618.00)

6. Curb at 626 E. Camino Avenue, a portion of Block 1039 (Warren Stone - $1,505.00)

7. Curb at 312 E. Roseburg Avenue, Lot 5 of Block 658 (James H. and Kathy M. Batey - $726.00)

8. Curb at 420 E. Roseburg Avenue, a portion of Block 662 (Letha Brasher - $1,278.00)

9. Curb at 318 E. Roseburg Avenue, Lot 6 of Block 658 (Damon and Eleanor Browning - $874.00)

10. Curb along E. Roseburg Avenue and Nelson AVenue at 322 E. Roseburg Avenue, Lot 7 of Block 658 (Joe Frank and Frances Fielded - $2,778.00)

11. Curb at 244 E. Roseburg Avenue, a portion of Block 658 (Joseph Ray and Evelyn Yvonne Keener - $1,314.00)

12. Curb at 506 E. Roseburg Avenue, a portion of Block 662 (Robert J. and Jean Locondo - $2,068.00)

13. Curb at 410 E. Roseburg Avenue, Lot 2 of Block 662 (June C. McElroy - $1,172.00)

14. Curb along E. Roseburg Avenue and Nelson Avenue at 400 E. Roseburg Avenue, Lot 1 of Block 662 (Robert E. Miller - $2,978.00)

15. Curb at 305 E. Roseburg Avenue, Portion of Block 1127 (Clifford G. and Vivian J. Mullins - $1,638.00)

16. Curb at 304 E. Roseburg Avenue, a portion of Block 658 (Doris I. Roberts - $1,028.00)

17. Curb along E. Roseburg Avenue and Nelson Avenue at 501 E. Roseburg Avenue, Lot 13 of Block 1125 (Robert A. and Mable E. Snow - $2,978.00)

18. Curb at 509 E. Roseburg Avenue, Lot 12 of Block 1125 (Stanley E. and Maria T. Shaw - $1,102.00)

19. Curb at 414 E. Roseburg Avenue, a portion Block 662 (Ronald G. and Katherine A. Wheat - $1,172.00)

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1218

A RESOLUTION ESTABLISHING FILING FEES FOR APPLICATIONS FOR ABANDONMENT OR VACATION OF PUBLIC RIGHTS-OF-WAY OR EASEMENTS AND RESCINDING RESOLUTION NO. 82-345.

BE IT HEREBY RESOLVED by the Council of the City of Modesto:

1. A filing fee of $840.00 for each application filed with the City of Modesto for vacation and abandonment of a public right-of-way or easement except public walkways is hereby established.

2. A filing fee of $80.00 for each application filed with the City of Modesto for vacation and abandonment of a public walkway is hereby established.

3. Said filing fee shall be paid at the same time as the application for vacation or abandonment is filed, except that public agencies shall be exempt from such fees.

4. All requests for abandonment shall be made to the Council, which will refer the request to the Planning Commission. Following a public hearing, the Planning Commission will make a recommendation to the Council which will also hold a public hearing and consider the request.

5. In the event staff determines that a title report is required, it shall be furnished by the applicant prior to consideration by the Planning Commission.

6. A filing fee of $270.00 is hereby established for each application filed with the City of Modesto for vacation and abandonment of a public right-of-way or easement where such application is a rehearing of a previous application and it is determined by the Director of Planning and Community Development that the application will not require further Planning Commission action or other substantial staff work as required for the original application.

BE IT FURTHER RESOLVED that Resolution No. 82-345 is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17 day of November, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1219

A RESOLUTION ESTABLISHING FILING FEES FOR ZONE BOUNDARY CHANGES, USE PERMITS, VARIANCES, ENVIRONMENTAL REVIEW, SUBDIVISIONS, AND OTHER APPLICATIONS, AND RESCINDING RESOLUTION NO. 87-150.

WHEREAS, Section 10-2.2204 of the Modesto Municipal Code provides that the Council by resolution, shall establish filing fees for each application filed pursuant to Chapter 2 of Title X of said Code, and

WHEREAS, Sections 4-10.01 et seq. of the Modesto Municipal Code and the "City of Modesto Environmental Review Guidelines for Compliance with the California Environmental Quality Act" permit charges for environmental review,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. FEES. The following filing fees and environmental review fees are hereby established:

| | | |
|---|---|---|
| (a) | P-D Zoning | $590.00 |
| (b) | Amend P-D Zone pursuant to Sec. 10-2.1709(b) | 590.00 |
| (c) | Amend P-D Zone pursuant to Sec. 10-2.1709(a) | 350.00 |
| (d) | Rezoning | 540.00 |
| (e) | Plot Plan Review | |
| | - for a satellite antenna for a single-family house | 80.00 |
| | - all other plot plan reviews | 235.00 |
| (f) | Conditional Use Permit | |
| | - family care home, child day care, rest home, pigeon loft on a lot with a single family house in the R-A, R-1, R-2, or R-3 zone | 100.00 |
| | - all others | 370.00 |

| | | |
|---|---|---|
| (g) | Variance | |
| | - on a lot with a single family house in the R-A, R-1, R-2 or R-3 zone | $100.00 |
| | - all others | 370.00 |
| (h) | Tentative Subdivision Map | 285.00 |
| (i) | Tentative Parcel Map | 275.00 |
| (j) | Reversion to Acreage | 255.00 |
| (k) | Parcel Map Waiver | 255.00 |
| (l) | Lot Line Adjustment | 50.00 |
| (m) | Time Extension | 50.00 |
| (n) | Environmental Assessment | |
| | - initial study | 95.00 |
| | - Environmental Impact Report | Actual Cost |
| | - Environmental Impact Report deposit | $1,750 advance deposit. Refund or balance due upon completion of final EIR |
| (o) | Appeals | |
| | - of Planning Commission or Board of Zoning Adjustment | 70.00 |
| | - of administrative decisions | 70.00 |
| (p) | Home Business Permit | |
| | - initial and renewals | free |
| (q) | Outdoor Sales and Display Permit | free |
| (r) | Annexation | $220.00 plus State Board of Equalization fee |
| (s) | Documents | |
| | - Planning Commission Minutes | $24.00/year |
| | - Planning Commission Agendas | 36.00/year |
| | - Board of Zoning Adjustment Minutes | 15.00/year |
| | - Board of Zoning Adjustment Agendas | 15.00/year |
| | - Report and Documents, mailed | 4.00 |
| | - Reports and Documents, picked up at City Hall | 3.00 |

SECTION 2. EXEMPTIONS. Public agencies shall be exempt from all the above fees except those fees required for the preparation of Environmental Impact Reports; provided, however, that public agencies do hot have to make an advance deposit for Environmental Impact Report preparation.

SECTION 3. REPEALS. Resolution No. 87-150 is rescinded effective January 31, 1988.

SECTION 4. EFFECTIVE DATE. This resolution shall become effective on and after February 1, 1988.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17 day of November, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1220

A RESOLUTION ACCEPTING WITH REGRET THE RESIGNATION OF PEGGY CROWTHER FROM THE MODESTO ARTS IN ACTION COMMITTEE, EFFECTIVE NOVEMBER 17, 1987

WHEREAS, Peggy Crowther was appointed a member of the Modesto Arts in Action Committee on September 2, 1986; and

WHEREAS, Peggy Crowther has tendered her resignation from the Modesto Arts in Action Committee effective November 17, 1987; and

WHEREAS, Peggy Crowther has been a devoted and sincere public servant and has contributed greatly to our civic progress.

NOW, THEREFORE BE IT RESOLVED that the resignation of Peggy Crowther from the Modesto Arts in Action Committee be, and hereby is accepted with regret.

BE IT FURTHER RESOLVED that the Council of the City of Modesto, on its own behalf, and on behalf of the citizens of this City, hereby expresses its sincere appreciation to Peggy Crowther for her outstanding service to the community.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of November, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1221

A RESOLUTION APPROVING THE REQUEST BY THE CHRISTIAN BERETS, INC., FOR DIRECT CITY ASSISTANCE FOR A CHRISTMAS PARADE TO BE HELD ON DECEMBER 5, 1987 IN THE CITY OF MODESTO.

WHEREAS, the Christian Berets, Inc., have filed an application for Direct City Assistance to hold a Christmas Parade on December 5, 1987, in the City of Modesto, and

WHEREAS, the City Council, by Resolution No. 80-1066 as amended by Resolution No. 83-128, adopted a "Policy for Evaluating Requests for Direct City Assistance," and

WHEREAS, the Council deems it appropriate to grant approval for Direct City Assistance to the Christian Berets, Inc., to hold a Christmas Parade to be held on December 5, 1987 in the City of Modesto, subject to certain conditions,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it does hereby approve the following, subject to the conditions set forth, relating to the Christian Berets, Inc., Christmas Parade to be held on December 5, 1987:

1. "I" Street, between 11th and 12th Streets will be barricaded between 11:00 a.m. and 4:00 p.m. on Saturday, December 5, 1987, for the parade.

2. The City's personnel will erect City's reviewing stand with canvas top on "I" Street close to the cannon in the Courthouse Park prior to 9:00 a.m. for use for the parade on Saturday, December 5, 1987, and will remove said reviewing stand thereafter.

3. The Christian Berets, Inc., are granted permission to use a public address system at the reviewing stand for the parade. Said public address system to be furnished by the Christian Berets, Inc.

4. The following parade route is approved as the parade route to be used on Saturday, December 5, 1987, subject to approval of the Chief of Police and Director of Parking and Traffic: starting at 10th and E Streets, north on 10th to G Street; east on G Street to 11th Street; north on 11th to I Street; east on I Street to 17th Street; then dismantle.

5. The City Utility Services Department will supply two (2) street sweepers for the parade.

6. The City will provide police assistance as deemed necessary by the Chief of Police.

7. The City Utility Services Department will provide barricades to be placed during parade activities on corners as designated by the Police Department.

8. The Christian Berets, Inc., shall indemnify, defend and hold harmless the City of Modesto, its officers, agents and employees, from any and all liability, costs, damages or injuries to persons or damage to property, which may arise out of or in any way be connected with the Christian Berets, Inc., parade.

9. The Christian Berets, Inc., shall furnish to the City Clerk of City current and valid certificate of insurance evidencing coverages of general liability insurance as shall protect the Christian Berets, Inc., and its agents and employees from claims for damages for bodily injury and property damage which may arise out of the Christian Berets, Inc., Christmas parade. Said insurance certificate shall be subject to the approval of the Risk Manager and shall designate the City of Modesto as an additional insured.

BE IT FURTHER RESOLVED that the City Clerk shall furnish the Modesto Christian Berets, Inc., with a copy of this resolution. The Christian Berets, Inc., shall file a written acceptance of this resolution with the City Clerk, and no right shall be conferred hereby until said acceptance is filed.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24 day of November, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Muratore

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1222

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR PLANNED DEVELOPMENT ZONE, P-D(438). (RESOURCE DEVELOPMENT)

WHEREAS, a verified application for an amendment to Section 12-3-8 of the Zoning Map was filed by Resource Development on September 14, 1987, to reclassify from Medium High Density Residential Zone, R-3, to Planned Development Zone, P-D, to allow a 136-unit air space condominium development, property located on the west side of Prescott Road and north of M.I.D. Lateral No. 7, described as follows:

> All that certain real property situated in a portion of the Northeast One-quarter of Section 12, Township 3 South, Range 8 East, Mount Diablo Base and Meridian, in the City of Modesto, County of Stanislaus, State of California, described as follows:
>
> Beginning at the Southeast corner of Lot 13 of Block 13455 as shown on that certain map entitled "Hollandia Estates" filed in Volume 27 of maps, at Page 69, Stanislaus County records, said corner lies on the westerly right-of-way line of Prescott Road; thence South 0°42'15" East along said westerly right-of-way line a distance of 494.26 feet to a point on the northerly right-of-way line of Modesto Irrigation District Lateral No. 7; thence South 42°26'00" West 20.34 feet along said M.I.D. right-of-way line, to the beginning of a tangent curve, concave to the northwest, having a radius of 762.00 feet, and a central angle of 23°40'27"; thence southwesterly along the arc of said curve, 314.85 feet; thence South 66°06'27" West, 171.54 feet; thence North 25°16'41" East, 198.92 feet; thence North 0°42'15" West, 575.36 feet, to a point along the southerly line of said Hollandia Estates; thence North 88°58'33", 340.46 feet to the Point of Beginning.
>
> Including also the west 50.00 feet of Prescott Road immediately adjacent to the above-described property.

and

WHEREAS, after a public hearing held on October 26, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, it was

found and determined by the Planning Commission, by its Resolution No. 87-176, that rezoning of the property as requested is required by public necessity, convenience and general welfare for the following reasons:

1. That this project is consistent with the Modesto General Plan.

2. That this project complies with all applicable development standards.

3. That this project will not adversely affect surrounding properties.

and

WHEREAS, after a public hearing held on November 24, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of Resource Development for a Planned Development Zone should be granted as consonant with public necessity, convenience and general welfare for the reasons set forth in Planning Commission Resolution No. 87-176 and quoted above, and

WHEREAS, the Council has introduced Ordinance No. 2561 -C.S. on the 24 day of November, 1987, reclassifying the above-described property from Medium High Density Residential Zone, R-3, to Planned Development Zone, P-D(438).

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. DEVELOPMENT PLAN. The development plan for Planned Development Zone, P-D(438), is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan and floor plans titled "Summerview Place" as amended in red, stamped approved by the Planning Commission on October 26, 1987.

2. All development shall conform to the revised plans as amended in red, stamped approved by the City Council on November 24, 1987.

3. Prior to the issuance of a building permit, a landscaping and irrigation plan shall be approved by the Director of Parks and Recreation. Screen landscaping shall be installed along the west and north property lines adjacent to parking areas. Planting should be evergreen and a minimum of 15 feet in height within five years of planting. Landscaping and the irrigation system shall be installed and maintained in accordance with the approved plan.

4. Fences or walls shall be constructed prior to occupancy and shall be as follows:

   a. Six-foot decorative masonry wall along the south property line adjacent to M.I.D. Lateral No. 7.

   b. Eight-foot double-sided wood, stucco, or masonry wall or fence on the west property line adjacent to the recreational vehicle parking area.

   c. Six-foot double-sided wood, stucco, or masonry wall or fence on the west and north property line.

5. All landscaping, fences, and walls shall be maintained and the premises shall be kept free of weeds, trash, and other debris.

6. The developer shall dedicate street right-of-way required by the Director of Engineering Services to complete Prescott Road to major street standards. Said dedication shall be made prior to the issuance of a building permit or at any time requested by the Director of Engineering Services to alleviate a health, safety, or traffic problem in the area.

7. The Prescott Road frontage shall be improved to major street standards prior to the occupancy of any structures or when requested by the Director of Engineering Services to alleviate a health, safety, or traffic problem in the area.

8. Prior to issuance of a building permit, improvement plans for required improvements shall be prepared by a registered civil engineer and approved by the Director of Engineering Services. Improvements shall be constructed in accordance with the approved plans.

9. All private streets and parking areas shall be constructed in accordance with the standard structural section for residential

streets as contained in the City of Modesto Standard Specifications.

10. Prior to issuance of a building permit the developer shall dedicate public utility easements as required by the utility companies and the Director of Engineering Services.

11. Irrigation lines shall be removed, relocated, or protected as required by the Modesto Irrigation District and the Director of Engineering Services. Easements for irrigation lines to remain shall be dedicated.

12. That the developer shall provide storm drainage to this project through one of the two following options:

    (a) That storm drainage shall be provided on site as approved by the Director of Engineering Services, or;

    (b) That this project use the storm drainage pond in Regency Park. If this option is selected, the developer shall obtain an agreement with the Regency Park Homeowners Association to use the storm drainage pond, subject to determination by the Director of Engineering Services that the storm drainage pond has capacity to handle storm drainage from this project. The City shall be a party to this agreement to insure said agreement is not cancelled without City approval. The agreement shall be as approved by the Chief Building Official and City Attorney.

13. Trash bins shall be kept in enclosures in accordance with the approved plan, and shall be constructed of building materials consistent with those used in the major buildings as approved by the Director of Planning and Community Development.

14. All utilities shall be underground and cable television service shall be stubbed into all units.

15. All signs shall comply with the sign requirements of the R-3 Zone.

16. Prior to the issuance of a building permit for any structure, a final subdivision map shall be recorded.

17. Prior to City Council approval of a final subdivision map, the subdivider shall submit evidence in a form satisfactory to the City Attorney that there has been created a Homeowners Association to guarantee common facility and private property maintenance in accordance with the approved plans.

18. Prior to issuance of a building permit, the developer shall pay the City of Modesto the cost of planting street trees along the

Prescott Road frontages. The number shall be as determined by the Director of Engineering Services.

19. The curbcut serving this project shall be 41 feet in width.

20. Prior to issuance of a building permit, the developer shall show on the plans submitted to Building Inspection all fire hydrants as required by the Fire Chief. All hydrants required by the Fire Chief shall be installed and operable prior to construction of any structures.

21. That the developer shall defend, indemnify, and hold harmless the City of Modesto or its agents, officers, and employees from any claim, action, or proceeding against the City of Modesto or its agents, officers, or employees to attack, set aside, void, or annul, an approval of the City of Modesto or its advisory agency, appeal board, or legislative body concerning a P-D Zone, which action is brought within the time period provided for in Section 66499.37 of the Government Code of the State of California. The City of Modesto shall promptly notify the developer of any claim, action or proceedings and shall cooperate fully in the defense.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned Development Zone, P-D(438):

The entire construction program be accomplished in one phase, construction to begin on or before October 26, 1989, and completion to be not later than October 26, 1990.

SECTION 3. CHANGES IN DEVELOPMENT PLAN. Any changes in the above-approved development plan shall be made in accordance with the provisions of Section 10-2.1709 of the Modesto Municipal Code.

SECTION 4. COMPLIANCE WITH CODE PROVISIONS, ETC. In all other respects said planned development shall be accomplished in accordance with and in strict adherence to the provisions of Article 17 of Title X of the Modesto Municipal Code relating to Planned Development Zones and other applicable City laws, rules, regulations and procedures.

SECTION 5. EFFECTIVE DATE. This resolution shall not become effective unless and until the ordinance reclassifying the above-described property to Planned Development Zone, P-D(438), becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24 day of November, 1987, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: McGrath

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

APPROVED AS TO DESCRIPTION:

By William Brinda
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1223

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION MAP 12-3-8 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON FROM R-3 TO P-D(438) (RESOURCE DEVELOPMENT)

WHEREAS, on November 24, 1987, the City Council introduced Ordinance No. 2561-C.S. giving approval to a project relating to an amendment to Section Map 12-3-8 of the Zoning Map of the City of Modesto to reclassify from Medium High Density Residential Zone, R-3, to Planned Development Zone, P-D(438), property located on the west side of Prescott Road and north of M.I.D. Lateral No. 7, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to an amendment to Section Map 12-3-8 of the Zoning Map of the City of Modesto to reclassify from Medium High Density Residential Zone, R-3, to Planned Development Zone, P-D(438), property located on the west side of Prescott Road and north of M.I.D. Lateral No. 7.



98CA

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24 day of November, 1987, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: McGrath

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, City Attorney



98CA

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1224

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR PLANNED DEVELOPMENT ZONE, P-D(440). (R.K.M. DEVELOPMENT)

WHEREAS, a verified application for an amendment to Section 13-3-8 of the Zoning Map was filed by R.K.M. Development on September 28, 1987, to reclassify from Medium Density Residential Zone, R-2, to Planned Development Zone, P-D, to allow an elderly housing and family care facility, property located on the west corner of Brenner Way and Lou Ann Drive, described as follows:

> All that certain real property situate in a portion of the northwest quarter of Section 13, Township 3 South, Range 8 East, Mount Diablo Base and Meridian, in the City of Modesto, County of Stanislaus, State of California, described as follows:
>
> All of Parcel 2 as shown on the parcel map filed in the office of the Recorder of Stanislaus County, California, on December 19, 1984, in Book 36 of Parcel Maps, at page 1.
>
> Including also the western 30.00 feet of Lou Ann Drive and the northern 30.00 feet of Brenner Way and all immediately adjacent to the above described parcel.

and

WHEREAS, after a public hearing held on November 2, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, it was found and determined by the Planning Commission, by its Resolution No. 87-182, that rezoning of the property as requested is required by public necessity, convenience and general welfare for the following reasons:

1. The site is an appropriate location for senior citizens' housing, being at the intersection of collector streets with bus service.

2. The P-D zone and conditions of approval will insure a degree of compatibility consonant with the surrounding properties.

and

WHEREAS, after a public hearing held on November 24, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of R.K.M. Development for a Planned Development Zone should be granted as consonant with public necessity, convenience and general welfare for the reasons set forth in Planning Commission Resolution No. 87-182 and quoted above, and

WHEREAS, the Council has introduced Ordinance No. 2562 -C.S. on the 24 day of November, 1987, reclassifying the above-described property from Medium Density Residential Zone, R-2, to Planned Development Zone, P-D(440).

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. DEVELOPMENT PLAN. The development plan for Planned Development Zone, P-D(440), is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan and floor plans titled "Retirement Home" as amended in red, stamped approved by the Planning Commission on November 2, 1987.

2. Prior to the issuance of a building permit, a landscaping and irrigation plan shall be approved by the Director of Parks and Recreation. Screen landscaping shall be installed along the north property line. Landscaping and the irrigation system shall be installed and maintained in accordance with the approved plan.

3. Fences or walls shall be constructed prior to occupancy and shall be as follows:

Those portions of the pilaster and wood fence along the north property line adjacent to neighboring parking areas shall be made solid by the attachment of a second alternating row of boards.

4. All landscaping, fences, and walls shall be maintained and the premises shall be kept free of weeds, trash, and other debris.

5. The Lou Ann Drive frontage shall be improved to 40-foot collector street standards prior to the occupancy of any structures or when requested by the Director of Engineering Services to alleviate a health, safety, or traffic problem in the area.

6. The Brenner Way frontage shall be improved to collector street standards prior to the occupancy of any structures or when requested by the Director of Engineering Services to alleviate a health, safety, or traffic problem in the area.

7. Prior to issuance of a building permit, improvement plans for required improvements shall be prepared by a registered civil engineer and approved by the Director of Engineering Services. Improvements shall be constructed in accordance with the approved plans.

8. Irrigation lines shall be removed, relocated, or protected as required by the Modesto Irrigation District and the Director of Engineering Services. Easements for irrigation lines to remain shall be dedicated.

9. Drainage shall be provided as required by the Director of Engineering Services.

10. All outdoor lighting shall be shielded from adjacent residential properties as required by the Director of Engineering Services.

11. Trash bins shall be kept in enclosures in accordance with the approved plan, and shall be constructed of building materials consistent with those used in the major buildings as approved by the Director of Planning and Community Development.

12. All utilities shall be underground and cable television service shall be stubbed into all units.

13. The developer shall, in a manner approved by the City Attorney, provide a vehicular accessway for on-site traffic circulation for the benefit of tentative Parcels A and B, substantially as shown in red on the plot plan.

14. Prior to the issuance of a building permit for any structure, a final parcel map shall be recorded.

15. All curbcuts serving two-way driveways shall be 41 feet in width.

16. Prior to issuance of a building permit, the developer shall show on the plans submitted to Building Inspection all fire hydrants as required by the Fire Chief. All hydrants required by the Fire Chief shall be installed and operable prior to construction of any structures.

17. The two-story elderly housing building shall be designed specifically for occupancy by the elderly, and to the extent permitted by law, occupancy shall be limited to persons 62 years of age and older, their spouses, and persons who are physically handicapped. Any proposed change in occupancy shall be preceded by notice to the respective school district by the applicant.

18. That the developer shall defend, indemnify, and hold harmless the City of Modesto or its agents, officers, and employees from any claim, action, or proceeding against the City of Modesto or its agents, officers, or employees to attack, set aside, void, or annul, an approval of the City of Modesto or its advisory agency, appeal board, or legislative body concerning a P-D Zone, which action is brought within the time period provided for in Section 66499.37 of the Government Code of the State of California. The City of Modesto shall promptly notify the developer of any claim, action or proceedings and shall cooperate fully in the defense.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned Development Zone, P-D(440):

The entire construction program be accomplished in one phase, construction to begin on or before January 1, 1989, and completion to be not later than January 1, 1990.

SECTION 3. CHANGES IN DEVELOPMENT PLAN. Any changes in the above-approved development plan shall be made in accordance with the provisions of Section 10-2.1709 of the Modesto Municipal Code.

SECTION 4. COMPLIANCE WITH CODE PROVISIONS, ETC. In all other respects said planned development shall be accomplished in accordance with and in strict adherence to the provisions of Article 17 of Title X of the Modesto Municipal Code relating to Planned Development Zones and other applicable City laws, rules, regulations and procedures.

SECTION 5. EFFECTIVE DATE. This resolution shall not become effective unless and until the ordinance reclassifying the above-described property to Planned Development Zone, P-D(440), becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24 day of November, 1987, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, City Attorney

APPROVED AS TO DESCRIPTION:

By
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1225

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION MAP 13-3-8 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON FROM R-2 TO P-D(440). (R.K.M. DEVELOPMENT)

WHEREAS, on November 24 , 1987, the City Council introduced Ordinance No. 2562 -C.S. giving approval to a project relating to an amendment to Section Map 13-3-8 of the Zoning Map of the City of Modesto to reclassify from Medium Density Residential Zone, R-2, to Planned Development Zone, P-D(440), property located on the west corner of Brenner Way and Lou Ann Drive, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to an amendment to Section Map 13-3-8 of the Zoning Map of the City of Modesto to reclassify from Medium Density Residential Zone, R-2, to Planned Development Zone, P-D(440), property located on the west corner of Brenner Way and Lou Ann Drive.



98CA

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24 day of November, 1987, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, City Attorney



98CA

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1226

A RESOLUTION APPROVING THE ISSUANCE OF BONDS FOR THE PURPOSE OF PROVIDING FINANCING FOR CERTAIN HEALTH CARE FACILITIES.

WHEREAS, the Council of the City of Modesto, California (the "City") proposes the issuance of Health Facility Revenue Bonds (Memorial Hospitals Association Project), Series 1987 A (the "Bonds"), for the purpose of providing financing for certain health care facilities, and

WHEREAS, Section 147(f) of the Internal Revenue Code of 1986 requires the City Council of the City, as the duly elected representative of the City, to approve the issuance of the Bonds after a public hearing following reasonable notice, and

WHEREAS, the City Council has, on the date hereof, held a public hearing following duly published notice thereof, and all persons desiring to be heard have been heard, and

WHEREAS, it is in the public interest and for the public benefit that the City Council approve the issuance of the Bonds,

NOW, THEREFORE, BE IT RESOLVED that the issuance of the Bonds in the maximum aggregate face amount of $22,000,000 is hereby approved for the purpose of providing financing for the construction of a three-story patient tower, renovation of the existing facility and acquisition of major equipment items, relating to the hospital facility located at 1700 Coffee Road, Modesto, California, the owner and operator of which is and will be Memorial Hospitals Association, a nonprofit corporation qualified under section 501(c)(3) of the Internal Revenue Code of 1986, and for the refinancing of approximately $4,350,000 of outstanding indebtedness of such corporation.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24 day of November, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, City Attorney

RESOLUTION NO. 87-1227

**BOND RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MODESTO RELATING TO THE FINANCING OF A PROJECT AT THE HEALTH FACILITIES OF MEMORIAL HOSPITALS ASSOCIATION**

WHEREAS, the City of Modesto (the "City"), a municipal corporation and charter city, is authorized and empowered by the provisions of the City of Modesto Heath Facilities Financing Law (constituting Chapter 4 of Title VIII of the Modesto Municipal Code) (the "Law") to issue revenue bonds to finance construction, expansion, remodeling, renovation, furnishing, equipping, and acquisition of health facilities operated by participating health institutions (including by reimbursing expenditures made or refinancing indebtedness incurred for such purpose);

WHEREAS, Memorial Hospitals Association (the "Corporation") has applied to the City for the issuance of its health facility revenue bonds on behalf of the Corporation in an aggregate principal amount not to exceed twenty-two million dollars ($22,000,000) for the purpose of providing financing for construction of a three-story patient tower, renovation of the existing facility and acquisition of major equipment items relating to the hospital facility located at 1700 Coffee Road, Modesto, California, and for the refinancing of approximately $4,350,000 of outstanding indebtedness of the Corporation; and

WHEREAS, final approval of the terms of the issuance and sale of such revenue bonds is now sought;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Modesto, as follows:

*Section 1.* Pursuant to the Law, revenue bonds of the City designated as the "City of Modesto Health Facility Revenue Bonds (Memorial Hospitals Association), 1987 Series A" (the "Bonds"), in an aggregate principal amount not to exceed twenty-two million dollars ($22,000,000) are authorized to be issued.

*Section 2.* The City Manager or any deputy or assistant of the City Manager designated by the City Manager is hereby authorized and directed in the name and on behalf of the City to sell the Bonds, at any time within one year of the adoption of this Resolution, at public or private sale, in such aggregate amount and at such price and at such interest rate or rates as he, with consent of the Corporation, may determine, and upon such terms and conditions as he, with the the consent of the Corporation, may determine.

*Section 3.* The proposed form of Loan Agreement between the City and the Corporation, as presented to this meeting, is hereby approved. The City Manager or any person designated by the City Manager is hereby authorized and directed in the name and on behalf of the City to execute and deliver to the Corporation a Loan Agreement in

substantially said form, with such changes therein as such officer may require or approve, such approval to be conclusively evidenced by execution and delivery thereof.

*Section 4.* The proposed form of Indenture of Trust relating to the Bonds, between the City and Bankers Trust Company of California, as trustee, as presented to this meeting, is hereby approved. The City Manager or any person designated by the City Manager is hereby authorized and directed in the name and on behalf of the City to execute and deliver to said Trustee an Indenture in substantially the form presented to this meeting with such changes therein as such officer may require or approve, such approval to be conclusively evidenced by the execution and delivery thereof. The date, maturity dates, interest rate or rates, interest payment dates, denominations, forms, registration privileges, place or places of payment, terms of redemption and other terms of the Bonds shall be as provided in said Indenture as finally executed.

*Section 5.* The proposed form of Bond Purchase Contract, between such underwriter as shall hereafter be selected by the Corporation (the "Underwriter"), and the City, approved by the Corporation, as presented to this meeting, is hereby approved. The City Manager or any person designated by the City Manager is hereby authorized and directed in the name and on behalf of the City to execute a Bond Purchase Contract in substantially the form presented at this meeting with such changes therein as such officer may require or approve, such approval to be conclusively evidenced by the execution and delivery thereof.

*Section 6.* The proposed form of Official Statement relating to the Bonds, as presented to this meeting, is hereby approved. The City Manager or any person designated by the City Manager is hereby authorized and directed in the name and on behalf of the City to execute said Official Statement in substantially said form, with such changes therein as such officer may require or approve, such approval to be conclusively evidenced by the execution and delivery thereof.

*Section 7.* The Underwriter is hereby authorized to distribute said Official Statement in preliminary form, with such changes therein as may be approved or required, to persons who may be interested in the purchase of the Bonds and to deliver said Official Statement in final form to the purchasers of the Bonds.

*Section 8.* The Bonds in the aggregate principal amount of not to exceed twenty-two million dollars ($22,000,000) shall be executed by the manual or facsimile signature of the Mayor, the seal of the City shall be affixed thereon (or a facsimile reproduced thereon) and attested by the manual or facsimile signature of the City Clerk, in the form set forth in and otherwise in accordance with said Indenture.

*Section 9.* The Bonds, when so executed, shall be delivered to the Trustee for authentication by the Trustee. The Trustee is hereby requested and directed to authenticate the Bonds by executing the Trustee's Certificate of Authentication appearing thereon, and to deliver the Bonds, when duly executed and authenticated, to the purchaser thereof in accordance with written instructions executed on behalf of the City by the City Manager or any person designated by the City Manager, which instructions said officers are hereby authorized and directed, for and on behalf of the City, to execute and deliver to the Trustee. Said instructions shall provide for the delivery of the Bonds to the purchaser thereof, upon payment of the purchase price thereof.

Section 10. The City Clerk is hereby authorized and directed to attest the signature of the City Manager or any person designated by the City Manager and to affix and attest the seal of the City as may be required in connection with the execution and delivery of the Indenture, the Loan Agreement, the Bond Purchase Contract, the Official Statement and the Bonds in accordance with this Resolution.

Section 11. The officers of the City are hereby authorized and directed, jointly and severally, to do any and all things and to execute and deliver any and all documents, which they deem necessary or advisable in order to consummate the issuance, sale and delivery of the Bonds and otherwise to effectuate the purposes of this Resolution and the transactions contemplated thereby.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24 day of November, 1987, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1228

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING LANDSCAPE MAINTENANCE SERVICES

BE IT HEREBY RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. The plans and specifications for furnishing landscape maintenance services on Utility Services water pump stations and sewer lift stations copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on December 15, 1987, at 3:00 p.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of November, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Muratore

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1229

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE DOWNTOWN WATERLINE STRENGTHENING PROJECT

BE IT HEREBY RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. The plans and specifications for the downtown waterline strengthening project

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on December 8, 1987, at 11:00 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of November, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Muratore

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1230

A RESOLUTION ACCEPTING THE INSTALLATION OF FENCING AT REMOTE POND SITE AS COMPLETE

WHEREAS, a report has been filed by the Director of Utility Services that the installation of fencing at the remote pond site

has been completed by Central Fence Company

in accordance with the contract agreement dated July 7, 1987 .

NOW, THEREFORE, BE IT RESOLVED that the installation of fencing at the remote pond site

be accepted from said contractor, Central Fence Company ;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $14,680.38 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 November, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Muratore

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1231

A RESOLUTION ACCEPTING THE CRACK SEALING OF VARIOUS CITY STREETS, 1986-87 AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering, that the crack sealing of various City Streets, 1986-87

has been completed by Daycor, Inc.

in accordance with the contract agreement dated December 9, 1986.

NOW, THEREFORE, BE IT RESOLVED that the crack sealing of various City streets, 1986-87

be accepted from said contractor, Daycor, Inc.;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $48,232 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 November, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Muratore

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1232

A RESOLUTION ACCEPTING THE CONSTRUCTION OF PUMP STATION NO. 49 AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering , that the construction of Pump Station No. 49

has been completed by Central Pump Company

in accordance with the contract agreement dated March 24, 1987 .

NOW, THEREFORE, BE IT RESOLVED that the construction of Pump Station No. 49

be accepted from said contractor, Central Pump Company ;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $177,906.00 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of November, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Muratore

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1233

A RESOLUTION ACCEPTING THE EXPANSION OF THE CITY CORPORATION YARD AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering, that the expansion of the City Corporation Yard

has been completed by Howell Construction, Inc.

in accordance with the contract agreement dated March 17, 1987.

NOW, THEREFORE, BE IT RESOLVED that the expansion of the City Corporation Yard

be accepted from said contractor, Howell Construction, Inc.;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $97,036.00 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of November, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Muratore

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1234

A RESOLUTION RESCINDING CITY COUNCIL RESOLUTION NO. 87-921 WHICH ACCEPTED THE BID OF OPINSKI CONSTRUCTION AND AWARDED THE CONTRACT FOR THE RENOVATION OF THE GRANDSTAND AT JOHN THURMAN FIELD

WHEREAS, bids for the renovation of the grandstand at John Thurman Field were opened on August 4, 1987, and the project was awarded to Opinski Construction on August 25, 1987, by Resolution No. 87-921; and

WHEREAS, the bids came in higher than anticipated by the Design Engineer and in order to construct the project and stay within the budgeted amount, the restroom facility had to be deleted; and

WHEREAS, Opinski Construction who originally agreed to the change in contract, re-evaluated the project and felt it would not be equitable for them.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that Resolution No. 87-921 which accepted the bid of Opinski Construction and awarded the contract for the renovation of the grandstand at John Thurman Field is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of November, 1987, by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember Whiteside , was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Muratore |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1235

A RESOLUTION WAIVING FORMAL BID PROCEDURES AND AUTHORIZING PURCHASE OF TWO ADDITIONAL LICENSES FOR THE COMPUTER-AIDED DESIGN DRAFTING SYSTEM FROM HOLGUIN COMPANY

WHEREAS, the Engineering Services Department is requesting the purchase of two additional licenses for the CADD system, which is a computer-aided design drafting system; and

WHEREAS, this item is only available through Holguin Company of El Paso, Texas.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the purchase of two additional licenses for the computer-aided design drafting system is hereby waived.

BE IT FURTHER RESOLVED that purchase of two additional licenses for the computer-aided design drafting system from Holguin Company for $8,480 is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of November, 1987, by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Muratore |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1236

A RESOLUTION ESTABLISHING A POLICY REGARDING ACQUISITION OF RIGHT OF WAY FOR NEW TRAFFIC SIGNALS

WHEREAS, revenue from capital facilities fees as well as public reaction to increased traffic, portends the installation of an increasing number of traffic signals; and

WHEREAS, the City Council of the City of Modesto deems it desirable to adopt a policy for acquisition of traffic signal right of way.

NOW, THEREFORE BE IT RESOLVED that the City Council of the City of Modesto does hereby establish the following policy for acquisition of right of way for new traffic signals:

"The Director of Parking and Traffic shall contact property owners and advise them of impending signal construction. The Director of Parking and Traffic would then inform the property owner that insufficient right of way currently exists for locating the traffic signal at its ultimate position. However, the signal installation would occur within current right of way limitations due to current traffic conditions; and further that when the adjacent quadrants are developed, as a condition of development, property owners would be required to dedicate sufficient right of way to relocate such signals and pay for any relocation.

"In the absence of such dedication the signal would be erected in the available right of way and a condition of further development be that the property owner pay for the entire cost of relocating the signal system. The order of magnitude of these expenses in current costs would seldom be above $5,000."

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of November, 1987, by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember Whiteside , was upon roll call carried and the resolution adopted by the

following vote:

AYES: Councilmembers: Lang, McGrath, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Muratore

ATTEST: Norrine Coyle

NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1237

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND** TURLOCK IRRIGATION DISTRICT FOR FUTURE SURFACE WATER SUPPLY STUDIES AND APPOINTING A MEMBER AND ALTERNATE MEMBER TO AN ADVISORY COMMITTEE

**BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and** Turlock Irrigation District for future surface water supply studies and appointing Al Kaufman, Director of Engineering as the City of Modesto representative to an advisory committee, and Ed Walker, Director of Utility Services as the alternate representative **be, and it is hereby approved.**

**BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.**

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 24th **day of** November, **19**87, **by Councilmember** Lang, **who moved its adoption, which motion being duly seconded by Councilmember** Whiteside, **was upon roll call carried and the resolution adopted by the following vote:**

**AYES:** **Councilmembers:** Lang, McGrath, Patterson, Sutton, Whiteside, Mayor Mensinger

**NOES:** **Councilmembers:** None

**ABSENT:** **Councilmembers:** Muratore

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1238

A RESOLUTION SUPPORTING THE ISSUANCE OF REVENUE BONDS BY THE CALIFORNIA POLLUTION CONTROL FINANCING AUTHORITY ("CPCFA") TO OGDEN MARTIN SYSTEMS EQUITY, INC. ("OMS EQUITY") RELATING TO SOLID WASTE MANAGEMENT.

WHEREAS, Stanislaus County (the "County") and the City of Modesto (the "City") (collectively, the "Communities") entered a Service Agreement dated December 17, 1985, as amended and restated June 30, 1986 (the "Service Agreement"), with Stanislaus Waste Energy Company ("SWEC"), a wholly owned indirect subsidiary of Ogden Corporation, pursuant to which SWEC agreed to, among other things, (i) acquire, construct, install, equip, own and operate a mass-burn, solid waste disposal resource recovery and electric generating facility in Stanislaus County (the "Facility") and (ii) contribute certain moneys specified therein (the "Equity Contribution") to the cost of the acquisition, construction, installation and equipping of the Facility, and

WHEREAS, OMS Equity of Stanislaus, Inc. ("OMS Equity"), a wholly owned indirect subsidiary of Ogden Martin Systems Equity, Inc., has requested that the California Pollution Control Financing Authority ("CPCFA") issue tax-exempt revenue bonds in the sum of $25,000,000 (the "Equity Bonds") to be secured solely by the credit of OMS Equity with a direct pay letter of credit obtained by OMS Equity, and

WHEREAS, the proceeds of the issuance of the bonds to OMS Equity will be applied to that portion of the Equity Contribution required by SWEC, and

WHEREAS, OMS Equity has offered to share the benefits of the issuance of the revenue bonds with the Communities, and

WHEREAS, the Communities will not be liable on the Equity Bonds under any circumstances and will not have any other liabilities or obligations as a result of the issuance of the revenue bonds, and

WHEREAS, none of the revenues, agreements, funds or moneys associated with the Facility will secure the payment of the revenue bonds,

NOW, THEREFORE, BE IT RESOLVED that the Modesto City Council finds that it is in the public interest to support OMS Equity's request of the CPCFA to issue tax-exempt revenue bonds in the sum of $25,000,000 for purposes of funding the Equity Contribution required by the Service Agreements as amended and restated hereinabove.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24 day of November, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Muratore

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1239

A RESOLUTION GRANTING THE REQUEST OF UNOCAL CORPORATION TO INSTALL THREE MONITORING WELLS ON THE SITE AT 1801 MC HENRY AVENUE AND FOUR MONITORING WELLS ON THE SITE AT 3461 MC HENRY AVENUE IN THE CITY OF MODESTO.

WHEREAS, a request was filed by Unocal Corporation for permission to install three (3) groundwater monitoring wells at the 1801 McHenry Avenue site (McHenry and Briggsmore Avenue) and four (4) groundwater monitoring wells at the 3461 McHenry Avenue site (McHenry Avenue and Standiford Avenue) in the City of Modesto, more particularly described on Exhibits A and B, respectively, attached hereto, and

WHEREAS, the wells proposed are to be drilled to a depth of 50 feet, and

WHEREAS, the wells would be used to monitor groundwater for an undetermined time period to satisfy California Water Quality Control Board requirements to assure that groundwater will be protected from leaking underground tanks,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

1. Permission is hereby granted to Unocal Corporation to install three (3) groundwater monitoring wells at the 1801 McHenry Avenue site (McHenry and Briggsmore Avenue), and four (4) monitoring wells at the 3461 McHenry Avenue site (McHenry Avenue and Standiford Avenue) in the City of Modesto, in accordance with the provisions of Section 5-1.501 of the Modesto Municipal Code and subject to the following terms and conditions:

(a) The wells shall not exceed a depth of 50 feet.

(b) The drilling of the wells shall be subject to the approval of the Director of Utility Services

of the City of Modesto and the Environmental Resources Department of the County of Stanislaus.

(c) The installation shall be made in accordance with all requirements of the laws of the State of California, the County of Stanislaus and the City of Modesto.

(d) When the groundwater is no longer required to be monitored with the wells, Unocal Corporation shall arrange to abandon and permanently seal the wells in accordance with the requirements of the Director of Utility Services.

(e) That a letter agreement between Unocal Corporation and the City of Modesto be approved concurrently, and no right shall be conferred by this resolution without said letter agreement being approved.

(f) That Unocal Corporation understands that permission will be binding on all successors, assigns and heirs of the permittee.

2. The City Clerk shall furnish permittee with a certified copy of this resolution. Permittee shall have twenty days from and after the adoption of this resolution within which to file written acceptance of this permit with the City Clerk and no right shall be conferred by this resolution until said acceptance is so filed.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24 day of November, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Muratore

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1240

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND** UNOCAL CORPORATION TO INSTALL THREE GROUNDWATER MONITORING WELLS AT THE UNOCAL GAS STATION LOCATED AT 1801 MCHENRY AVENUE AND FOUR GROUNDWATER MONITORING WELLS AT THE UNOCAL GAS STATION LOCATED AT 3461 MCHENRY AVENUE

**BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and** Unocal Corporation to install three groundwater monitoring wells at the Unocal gas station located at 1801 McHenry Avenue and four groundwater monitoring wells at the Unocal gas station located at 3461 McHenry Avenue

**be, and it is hereby approved.**

**BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.**

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 24th **day of** November, **19** 87, **by Councilmember** Lang, **who moved its adoption, which motion being duly seconded by Councilmember** Whiteside, **was upon roll call carried and the resolution adopted by the following vote:**

| | | |
|---|---|---|
| **AYES:** | **Councilmembers:** | Lang, McGrath, Patterson, Sutton, Whiteside, Mayor Mensinger |
| **NOES:** | **Councilmembers:** | None |
| **ABSENT:** | **Councilmembers:** | Muratore |

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1241

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND MODESTO DATSON, INC. FOR WATER SERVICE TO PROPERTY OUTSIDE CITY LIMITS AT 4513 MCHENRY AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Modesto Datson, Inc. for water service to property outside City limits at 4513 McHenry Avenue, located on the west side of McHenry Avenue between Wells Avenue and Kiernan Avenue

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of November, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Muratore

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL

# RESOLUTION NO. 87-1242

## RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MODESTO AUTHORIZING ISSUANCE OF NOT TO EXCEED $12,500,000 PRINCIPAL AMOUNT OF WASTEWATER TREATMENT FACILITY REFUNDING REVENUE BONDS, ISSUE OF 1987, AUTHORIZING AND DIRECTING EXECUTION OF RELATED INDENTURE OF TRUST, AUTHORIZING SALE OF SUCH BONDS, APPROVING OFFICIAL STATEMENT AND AUTHORIZING OFFICIAL ACTION

*WHEREAS*, pursuant to Chapter 6 of Title VIII of the Modesto Municipal Code (the "Law") and Resolution No. 84-862 adopted October 23, 1984, the City of Modesto (the "City") has heretofore issued its City of Modesto, Wastewater Treatment Facility Revenue Bonds, Series 1984, (the "1984 Bonds") to finance the acquisition, construction, improvement and equipping of existing wastewater treatment facilities of the City (the "Enterprise"), and

*WHEREAS*, pursuant to Resolution No. 85-964 adopted December 23, 1985, the City has heretofore issued its City of Modesto, California, Wastewater Treatment Facility Refunding Bonds, Series 1985, (the "1985 Bonds") under the Law to refund the 1984 Bonds and thereby realize certain interest rate savings; and

*WHEREAS*, the City, after due investigation and deliberation, has determined that it is in the interests of the City at this time to issue its City of Modesto, California, Wastewater Treatment Facility Refunding Bonds, Series 1987, (the "1987 Bonds") under the Law to refund the 1985 Bonds and thereby realize additional interest rate savings; and

*WHEREAS*, the 1987 Bonds are proposed to be issued pursuant to an Indenture of Trust dated as of December 1, 1987, (the "Indenture") by and between the City and Security Pacific National Bank as trustee; and

*WHEREAS*, Seidler-Fitzgerald Public Finance, as underwriter (the "Underwriter") has informed the City that it intends to submit an offer to purchase the 1987 Bonds and in connection with the offering thereof has caused to be prepared an Official Statement describing the 1987 Bonds, the preliminary form of which is on file with the City Clerk; and

*WHEREAS*, the City Council wishes at this time to approve said transactions in the public interests of the City;

*NOW, THEREFORE, BE IT RESOLVED* by the City Council of the City of Modesto as follows:

Section 1. Issuance of 1987 Bonds. The City Council hereby authorizes the issuance of the 1987 Bonds under and pursuant to the Law and the Indenture in the aggregate principal amount of not to exceed $12,500,000, for the purpose of providing funds to refund all of the outstanding 1985 Bonds. The City Council hereby approves the Indenture in substantially the form on file with the City Clerk together with any additions thereto or changes therein deemed necessary or advisable by the City Manager or the Finance Director, whose execution thereof shall be conclusive evidence of his approval of any such additions and changes. The City Manager or the Finance Director are hereby authorized and directed to execute, and the City Clerk is hereby authorized and directed to attest and affix the seal of the City to, the final form of the Indenture for and in the name and on behalf of the City. The City hereby authorizes the delivery and performance of the Indenture.

Section 2. Sale of 1987 Bonds. The City Council hereby approves the sale of the 1987 Bonds by negotiation with the Underwriter, pursuant to the Purchase Agreement in substantially the form on file with the City Clerk, together with any changes therein or additions thereto deemed advisable by the City Manager or the Finance Director, whose execution thereof shall be conclusive evidence of his approval of any such additions and changes. The 1987 Bonds shall be substantially as described in the form of Purchase Agreement on file with the City Clerk and hereinafter approved. The Purchase Agreement shall be executed in the name and on behalf of the City by the City Manager or the Finance Director, each of whom is hereby authorized and directed to execute and deliver said form of Purchase Agreement upon submission of a proposal by the Underwriter to acquire the 1987 Bonds, which proposal is acceptable to the City Manager or the Finance Director; provided, however, that the purchase price to be paid for the 1987 Bonds shall be at least ninety-five and one-half percent (95-1/2%) of the par value thereof, and the net effective rate of interest on the 1987 Bonds shall not exceed eight and one-quarter percent (8-1/4%) per annum.

Section 3. Official Statement. The City Council hereby approves the preliminary Official Statement describing the 1987 Bonds, in substantially the form submitted by the Underwriter and on file with the City Clerk, together with any changes therein or additions thereto deemed advisable by the City Manager or the Finance Director. Distribution of the preliminary Official Statement by the Underwriter is hereby ratified and approved. The City Council hereby authorizes the distribution of the final Official Statement by the Underwriter. The City Manager and the Finance Director are hereby authorized and directed to approve any changes in or additions to a final form of said Official Statement deemed advisable by the City Manager or the Finance Director, whose execution thereof shall be conclusive evidence of his approval of any such additions and changes. The final Official Statement shall be executed in the name and on behalf of the City either by the City Manager or the Finance Director, each of whom is hereby authorized and directed to execute the final Official Statement.

Section 4. Official Action. All actions heretofore taken by the officers and agents of the City with respect to the issuance of the 1987 Bonds are hereby approved, confirmed and ratified. The City Manager, the Mayor, the City Clerk, the Finance Director, the City Attorney and any and all other officers of the City are hereby authorized and directed, for and in the name and on behalf of the City, to do any and all things and take any and all actions, including execution and delivery of any and all assignments, certificates, requisitions, agreements (including but not limited to an Escrow Deposit and Trust

Agreement relating to the refunding of the 1985 Bonds), notices, consents, instruments of conveyance, warrants and other documents, which they, or any of them, may deem necessary or advisable in order to consummate the lawful purchase, sale and financing of the Project pursuant to the agreements described herein.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of November 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(S E A L)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO
City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1243

A RESOLUTION TRANSFERRING $314,281 FROM THE SEWER FUND TO THE GENERAL FUND TO RECOVER INCREASED INDIRECT COSTS FOR FY 1981-82 THROUGH FY 1985-86 AS CALCULATED BY TOUCHE ROSS & CO.

WHEREAS, it has been determined by Touche Ross & Co. during audit of City of Modesto financial records that an additional $314,281 in indirect costs incurred between FY 1981-82 and FY 1985-86 should have been transferred from the Sewer Fund to the General Fund,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the following adjustments be made to the Annual Budget of the City of Modesto for the Fiscal Year 1987-88 to retroactively recover full indirect costs from the Sewer Fund to the General Fund.

| Agy/Org/Object | Description | Increase (Decrease) |
|---|---|---|
| General Fund 010<br>800/8000/8003 | General Fund Contingency Reserve | $314,281 |
| Sewer Fund 621<br>800/8000/8003 | Sewer Fund Contingency Reserve | ($314,281) |

BE IT FURTHER RESOLVED that the Director of Finance is hereby authorized to take the necessary steps to implement the provisions of this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of November, 1987, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1244

A RESOLUTION DESIGNATING COUNCILMEMBER PATRICK McGRATH TO SERVE AS VICE MAYOR FOR THE ENSUING YEAR PURSUANT TO SECTION 603 OF THE CHARTER OF THE CITY OF MODESTO

BE IT RESOLVED by the Council of the City of Modesto that Councilmember Patrick McGrath is hereby designated to serve as Vice Mayor for the ensuing year pursuant to Section 603 of the Charter of the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of November, 1987, by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember Whiteside , was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | Muratore |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1245

A RESOLUTION DIRECTING THAT THE CAPITAL FACILITIES FEES FOR FAST FOOD RESTAURANTS BE AMENDED TO REFLECT THE ACTUAL TRAFFIC COUNT.

WHEREAS, several months ago a citizen appeared before the Modesto City Council and stated that the capital facilities fee for convenience marts and fast food restaurants might be too high, and

WHEREAS, staff reported that the fees for those two land uses were based upon Average Daily Trips, a nationwide statistic developed by the Institute of Transportation Engineers, and

WHEREAS, the City Council directed staff to validate the Average Daily Trip figures used to calculate the capital facilities fees for fast food restaurants and convenience marts by making actual traffic counts at various sites throughout the city, and

WHEREAS, the Department of Parking and Traffic made the actual traffic counts, and

WHEREAS, the actual traffic count for convenience marts was higher than the nationwide average, and

WHEREAS, the actual traffic count for fast food restaurants was lower than the nationwide average, and

WHEREAS, it appears to be in the City's best interest to lower the capital facilities fee for fast food restaurants to reflect the actual traffic count,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the capital facilities fee for fast food restaurants should be amended to reflect the actual traffic count rather than the nationwide average.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of December, 1987, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By [illegible]
STAN T. YAMAMOTO, City Attorney



012888 3775CA

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1246

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION 10-2.503 OF ARTICLE 5 OF CHAPTER 2 OF TITLE X OF THE MODESTO MUNICIPAL CODE RELATING TO SATELLITE DISH ANTENNAS; SECTIONS 10-2.2001 AND 10-2.2002 OF ARTICLE 20 OF CHAPTER 2 OF TITLE X OF THE MODESTO MUNICIPAL CODE RELATING TO OFF-STREET PARKING REQUIREMENTS; AND SECTION 10-2.2110 OF ARTICLE 21 OF CHAPTER 2 OF TITLE X OF THE MODESTO MUNICIPAL CODE RELATING TO GAS SIGN PRICES.

WHEREAS, on December 1 , 1987 the City Council introduced Ordinance No. 2564 -C.S. giving approval to a project relating to an amendment to Section 10-2.503 of Article 5 of Chapter 2 of Title X of the Modesto Municipal Code relating to satellite dish antennas; Sections 10-2.2001 and 10-2.2002 of Article 20 of Chapter 2 of Title X of the Modesto Municipal Code relating to off-street parking requirements; and Section 10-2.2110 of Article 21 of Chapter 2 of Title X of the Modesto Municipal Code relating to gas sign prices, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the

subject project relating to an amendment to Section 10-2.503 of Article 5 of Chapter 2 of Title X of the Modesto Municipal Code relating to satellite dish antennas; Sections 10-2.2001 and 10-2.2002 of Article 20 of Chapter 2 of Title X of the Modesto Municipal Code relating to off-street parking requirements; and Section 10-2.2110 of Article 21 of Chapter 2 of Title X of the Modesto Municipal Code relating to gas sign prices.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1 day of December, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1247

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR STREET LIGHTS - E. MORRIS, LUCERN AND 10TH STREET CIRCUITS

BE IT HEREBY RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. The plans and specifications for street lights - E. Morris, Lucern and 10th Street circuits

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on December 22, 1987, at 11:00 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of December, 1987, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1248

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND KENNETH H. AND MARJORIE J. SNIDER OVERBEY FOR THE PURCHASE OF 1,563± SQUARE FEET OF THEIR PROPERTY AT 1411 SCENIC FOR THE SCENIC-SUNNYSIDE TO ROSE PROJECT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Kenneth H. and Marjorie J. Snider Overbey for the purchase of 1,563± square feet of their property at 1411 Scenic for the Scenic-Sunnyside to Rose project

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of December, 1987, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1249

A RESOLUTION AUTHORIZING THE CITY MANAGER TO SELL PROPERTY LOCATED AT 101 (A, B, C AND D) "I" STREET; 107-109 "I" STREET; AND 905 SECOND STREET; AUTHORIZING THE SALE BY LISTING SAID PROPERTY WITH A MULTIPLE LISTING SERVICE; AND AUTHORIZING PAYMENT OF THE LISTING AND APPRAISAL FEES.

WHEREAS, a housing rehabilitation loan was granted by the City of Modesto Housing Program Office to the owner of property located at 101 (A, B, C and D) "I" Street; 107-109 "I" Street; and 905 Second Street,, and

WHEREAS, the Rehabilitation Loan Pool Subcommittee and the Citizens Housing and Community Development Committee recommended foreclosure and disposal of said property to recover the loan funds which were not paid back by the property owner to the City for said housing rehabilitation loan made on the property, and

WHEREAS, the City of Modesto has completed foreclosure proceedings on said property, and

WHEREAS, by a report dated November 20, 1987, to the City Council from the Director of Planning and Community Development, City staff has recommended that the property be listed with a real estate multiple listings broker and that upon completion of the sale of the property the sales commission and appraisal fees be paid, and

WHEREAS, said matter was considered by the Council of the City of Modesto at its meeting of December 1, 1987, for the reason that this procedure is a departure from traditional City policy on property disposal and, therefore, requires City Council approval,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. That the City Manager is hereby authorized to sell the property located at 101 (A, B, C and D) "I" Street; 107-109 "I" Street; and 905 Second Street, in the City of Modesto.

SECTION 2. That the property shall be listed with a real estate multiple listings broker.

SECTION 3. That upon completion of the sale of the property the sales commission and appraisal fees shall be paid.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1 day of December, 1987, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1250

A RESOLUTION GRANTING THE REQUEST OF FOSTER FARMS DAIRY TO INSTALL ONE MONITORING WELL ON THE SITE AT 1707 MC HENRY AVENUE IN THE CITY OF MODESTO.

WHEREAS, a request was filed by Foster Farms Dairy for permission to install one (1) groundwater monitoring well at the 1707 McHenry Avenue site in the City of Modesto, more particularly described on Exhibit A attached hereto, and

WHEREAS, the well proposed to be drilled shall not exceed a depth of 70 feet, and

WHEREAS, the well would be used to monitor groundwater for an undetermined time period to satisfy California Water Quality Control Board requirements to assure that groundwater will be protected from a leaking underground tank,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

1. Permission is hereby granted to Foster Farms Dairy to install one (1) groundwater monitoring well at the 1707 McHenry Avenue site in the City of Modesto, in accordance with the provisions of Section 5-1.501 of the Modesto Municipal Code and subject to the following terms and conditions:

(a) The well shall not exceed a depth of 70 feet.

(b) The drilling of the well shall be subject to the approval of the Director of Utility Services of the City of Modesto and the Environmental Resources Department of the County of Stanislaus.

(c) The installation shall be made in accordance with all requirements of the laws of the State

of California, the County of Stanislaus and the City of Modesto.

(d) When the groundwater is no longer required to be monitored with the well, Foster Farms Dairy shall arrange to abandon and permanently seal the well in accordance with the requirements of the Director of Utility Services.

(e) That a letter agreement between Foster Farms Dairy and the City of Modesto be approved concurrently, and no right shall be conferred by this resolution without said letter agreement being approved.

(f) That Foster Farms Dairy understands that permission will be binding on all successors, assigns and heirs of the permittee.

2. The City Clerk shall furnish permittee with a certified copy of this resolution. Permittee shall have twenty days from and after the adoption of this resolution within which to file written acceptance of this permit with the City Clerk and no right shall be conferred by this resolution until said acceptance is so filed.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1 day of December, 1987, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

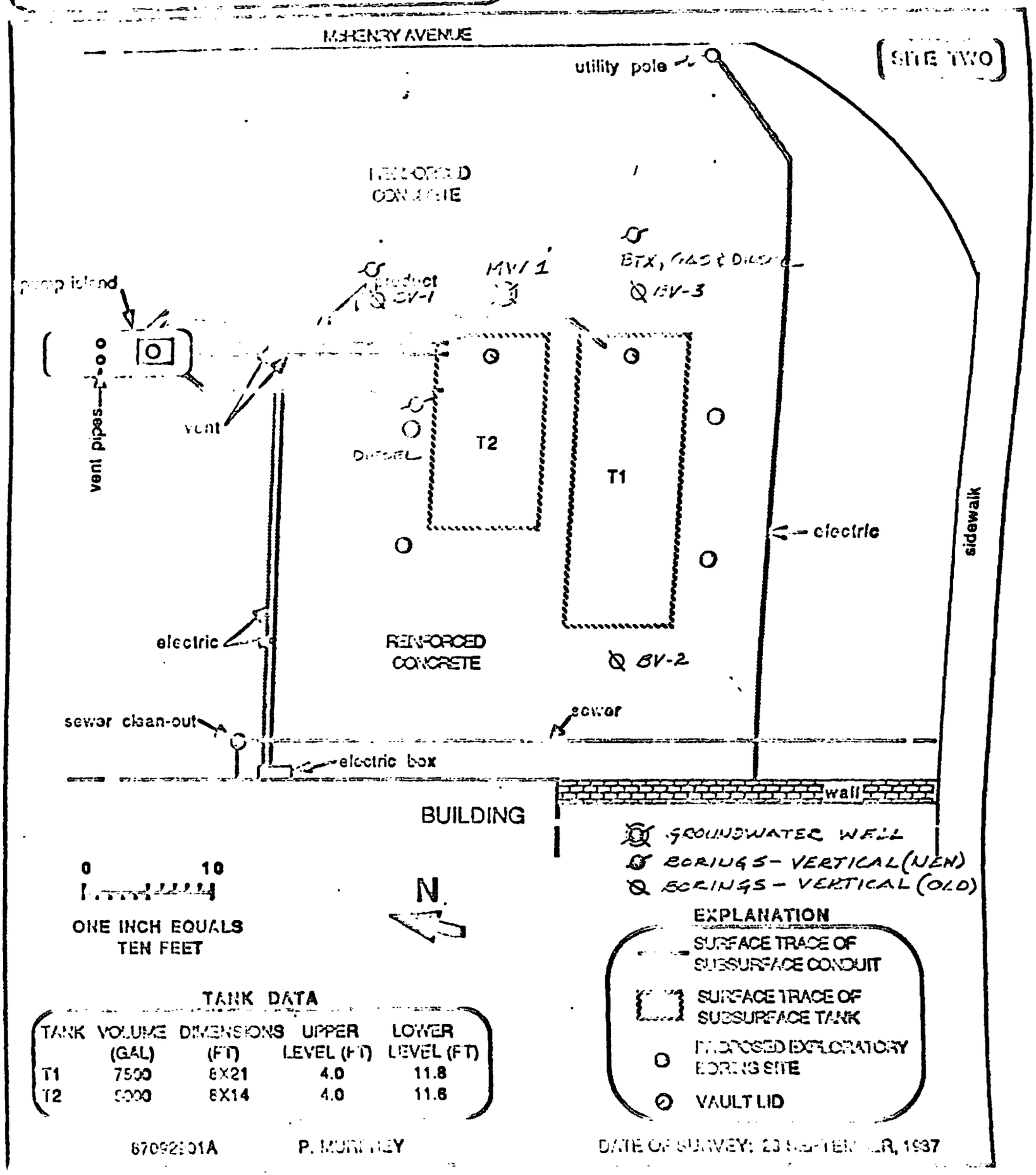
APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MAP ILLUSTRATING THE LOCATION OF
YELLOWGROUND FACILITIES AND PROPOSED
EXPLORATORY BORING SITES ON A PORTION OF
THE FOSTER FARMS PROPERTY
MODESTO, CA

SLIGGELLER P.S.A.

UNDERGROUND LOCATION
& SHALLOW GEOPHYSICAL SURVEYS




TANK DATA

| TANK | VOLUME (GAL) | DIMENSIONS (FT) | UPPER LEVEL (FT) | LOWER LEVEL (FT) |
|---|---|---|---|---|
| T1 | 7500 | 8X21 | 4.0 | 11.8 |
| T2 | 5000 | 8X14 | 4.0 | 11.8 |

87092301A P. MURRINEY DATE OF SURVEY: 23 SEPTEMBER, 1987

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1251

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND FOSTER FARMS DAIRY TO INSTALL ONE GROUNDWATER MONITORING WELL AT 1707 MCHENRY AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Foster Farms Dairy to install one groundwater monitoring well at 1707 McHenry Avenue

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of December, 19 87, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1252

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND COLDWELL BANKER - VINSON CHASE, REALTOR, INC., FOR THE PAYMENT OF EXCESS RIGHT OF WAY DEDICATION

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Coldwell Banker - Vinson Chase, Realtor, Inc., for the payment of excess right of way dedication at the northwest corner of Merle Avenue and Roselle Avenue

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of December, 19 87, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1253

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION MAP 28-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON FROM R-1 AND C-2 TO P-D(439). (GALLO GLASS)

WHEREAS, on December 8, 1987, the City Council introduced Ordinance No. 2565-C.S. giving approval to a project relating to an amendment to Section Map 28-3-9 of the Zoning Map of the City of Modesto to reclassify from Low Density Residential Zone, R-1, and General Commercial Zone, C-2, to Planned Development Zone, P-D(439), property located on the north side of Yosemite Boulevard and on the east side of Las Flores Avenue, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to an amendment to Section Map 28-3-9 of the Zoning Map of the City of Modesto to reclassify from Low Density Residential Zone, R-1, and General Commercial Zone, C-2, to Planned Development Zone, P-D(439), property located on the north side of Yosemite Boulevard and on the east side of Las Flores Avenue.



98CA

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8 day of December, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Sutton, Patterson, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: McGrath

ATTEST:
JUDY O. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, City Attorney



98CA

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1253A

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR PLANNED DEVELOPMENT ZONE, P-D(439). (GALLO GLASS)

WHEREAS, a verified application for an amendment to Section 28-3-9 of the Zoning Map was filed by Gallo Glass Co. on September 11, 1987, to reclassify from Low Density Residential Zone, R-1, and General Commercial Zone, C-2, to Planned Development Zone, P-D, to allow expansion of a creative services and design center including construction of a video studio and employee parking areas, property located on the north side of Yosemite Boulevard and on the east side of Las Flores Avenue, described as follows:

R-1 to P-D

The north 110 feet of Lot 8 of the Las Flores Tract, according to the map thereof, filed in the Office of the County Recorder of Stanislaus County, California, on December 13, 1920, in Volume 9 of Maps at page 47.

Including also the east 30.00 feet of Las Flores Avenue immediately adjacent to the above described properties.

C-2 to P-D

Lots 9, 10, 11, and 12, and the south 25 feet of Lot 8 of the Las Flores Tract, excepting therefrom the north 74 feet of Lots 11 and 12.

Including also the east 30.00 feet of Las Flores Avenue and the north 33 feet of Yosemite Boulevard adjoining the above-described property.

and

WHEREAS, after a public hearing held on October 26, 1987, and continued to November 2, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, it was found and determined by the Planning

Commission, by its Resolution No. 87-184, that rezoning all but a portion of the property as requested is required by public necessity, convenience and general welfare and that the very southwest corner of the proposed P-D zone should be deleted for the following reasons:

1. The proposed P-D zoning will allow a reasonable expansion of a creative services and design center which already exists.

2. The P-D zone will assure neighborhood compatibility by virtue of solid decorative masonry walls, screen landscaping, and access control from Las Flores Avenue.

3. By eliminating the southwest corner of the subject property from P-D zoning, the access driveway from Las Flores Avenue will be deleted and an undesirable off-site parking situation involving C-2 land across Las Flores Avenue to the west can be avoided.

and

WHEREAS, thereafter, the Planning Commission by its Resolution No. 87-184, recommended rezoning of the following described property:

R-1 to P-D (439)

The north 110 feet of Lot 8 of the Las Flores Tract, according to the map thereof, filed in the Office of the County Recorder of Stanislaus County, California, on December 13, 1920, in Volume 9 of Maps at page 47.

Including also the east 30.00 feet of Las Flores Avenue immediately adjacent to the above described properties.

C-2 to P-D (439)

Lots 9, 10, and the south 25 feet of Lot 8 of the Las Flores Tract.

Including also the east 30.00 feet of Las Flores Avenue and the north 33 feet of Yosemite Boulevard adjoining the above-described property.

and

WHEREAS, after a public hearing held on December 8, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of Gallo Glass Co. for a Planned Development Zone should be granted as consonant with public necessity, convenience and general welfare for the reasons set forth in Planning Commission Resolution No. 87-184 and quoted above, and

WHEREAS, the Council has introduced Ordinance No. 2565-C.S. on the 8 day of December, 1987, reclassifying the above-described property from Low Density Residential Zone, R-1, and General Commercial Zone, C-2, to Planned Development Zone, P-D(439).

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. DEVELOPMENT PLAN. The development plan for Planned Development Zone, P-D(439), is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan and floor plans titled "Video Complex" as amended in red, stamped approved by the Planning Commission on November 2, 1987.

2. All development shall conform to revised plot plans showing all changes required by the Planning Commission as amended in red, stamped approved by the City Council on December 8, 1987.

3. Prior to the issuance of a building permit, a landscaping and irrigation plan shall be approved by the Director of Parks and Recreation. Screen landscaping shall be installed along the north and east property lines. Landscaping and the irrigation system shall be installed and maintained in accordance with the approved plan.

4. Fences or walls shall be constructed prior to occupancy and shall be as follows:

Six-foot decorative masonry wall along Las Flores Avenue. An eight-foot solid decorative masonry wall shall border the entire north property line and the east property line as shown on the approved plan.

5. All landscaping, fences, and walls shall be maintained and the premises shall be kept free of weeds, trash, and other debris.

6. The Las Flores Avenue frontage shall be improved to residential street standards prior to the occupancy of any structures or when requested by the Director of Engineering Services to alleviate a health, safety, or traffic problem in the area.

7. Prior to issuance of a building permit, improvement plans for required improvements shall be prepared by a registered civil engineer and approved by the Director of Engineering Services. Improvements shall be constructed in accordance with the approved plans.

8. Prior to issuance of a building permit the developer shall dedicate public utility easements as required by the utility companies and the Director of Engineering Services.

9. Drainage shall be provided as required by the Director of Engineering Services.

10. All outdoor lighting shall be shielded from adjacent residential properties as required by the Director of Engineering Services.

11. Trash bins shall be kept in enclosures in accordance with the approved plan, and shall be constructed of building materials consistent with those used in the major buildings as approved by the Director of Planning and Community Development.

12. No operations conducted on the premises shall cause an unreasonable amount of noise, odor, dust, mud, smoke, vibration, or electrical interference detectable off the premises. All machinery or equipment shall be soundproofed as required by the Director of Engineering Services.

13. All signs shall comply with the sign requirements of the C-2 Zone.

14. No signs shall be permitted above eight feet in height on the north and east face of the video studio building.

15. Prior to issuance of a building permit, the developer shall show on the plans submitted to Building Inspection all fire hydrants as required by the Fire Chief. All hydrants required by the Fire Chief shall be installed and operable prior to construction of any structures.

16. That the developer shall defend, indemnify, and hold harmless the City of Modesto or its agents, officers, and employees from any claim, action, or proceeding against the City of Modesto or its agents, officers, or employees to attack, set aside, void, or annul, an approval of the City of Modesto or its advisory agency, appeal board, or legislative body concerning a P-D Zone, which action is brought within the time period provided for in Section 66499.37 of the Government Code of the State of California. The City of Modesto shall promptly notify the developer of any claim, action or proceedings and shall cooperate fully in the defense.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned Development Zone, P-D(439):

The entire construction program be accomplished in one phase, construction to begin on or before October 26, 1989, and completion to be not later than October 26, 1990.

SECTION 3. CHANGES IN DEVELOPMENT PLAN. Any changes in the above-approved development plan shall be made in accordance with the provisions of Section 10-2.1709 of the Modesto Municipal Code.

SECTION 4. COMPLIANCE WITH CODE PROVISIONS, ETC. In all other respects said planned development shall be accomplished in accordance with and in strict adherence to the provisions of Article 17 of Title X of the Modesto Municipal Code relating to Planned Development Zones and other applicable City laws, rules, regulations and procedures.

SECTION 5. EFFECTIVE DATE. This resolution shall not become effective unless and until the ordinance reclassifying the above-described property to Planned Development Zone, P-D(439), becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8 day of December, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Sutton, Patterson, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: McGrath

ATTEST: Judy C. Hall
JUDY C. HALL, ACting City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

APPROVED AS TO DESCRIPTION:

By William S. Nichols RSC
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1254

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING COMPUTER EQUIPMENT

BE IT HEREBY RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. The plans and specifications for the purchase of computer equipment

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on January 5, 1988, at 3:00 p.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of December, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: McGrath, Patterson

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1255

A RESOLUTION ACCEPTING THE BID OF C.W. ROEN CONSTRUCTION COMPANY FOR CONSTRUCTION OF FIXED FILM REACTOR NO. 3 AT THE WASTEWATER TREATMENT PLANT

WHEREAS, Resolution No. 87-1130 adopted by the Council of the City of Modesto on October 20, 1987, approved the plans and specifications for the construction of fixed film reactor No. 3 at the Wastewater Treatment Plant and authorized the calling for bids; and

WHEREAS, the bids received for the construction of fixed film reactor No. 3 at the Wastewater Treatment Plant were opened at 11:00 a.m. on November 24, 1987, and later tabulated by the Director of Utility Services for the consideration of the Council; and

WHEREAS, the Director of Utility Services has recommended that the bid of C.W. Roen Construction Company in the amount of $2,004,100 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of C.W. Roen Construction Company for the total amount of $2,004,100 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of December, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, Muratore, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | McGrath, Patterson |

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1256

A RESOLUTION ACCEPTING THE BID OF RAGSDALE & SON, INC. FOR THE CONSTRUCTION OF ROBERTSON ROAD PARK STREETS

WHEREAS, Resolution No. 87-1188, adopted by the Council of the City of Modesto on November 10, 1987, approved the plans and specifications for the construction of Robertson Road Park streets and authorized the calling for bids; and

WHEREAS, the bids received for the construction of Robertson Road Park streets were opened at 11:05 a.m. on November 24, 1987, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of Ragsdale & Son, Inc. in the amount of $29,996.00 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Ragsdale & Son, Inc. in the amount of $29,996.00 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 8th day of December, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, Muratore, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | McGrath, Patterson |

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1257

A RESOLUTION REVISING THE POSITION CLASSIFICATION PLAN FOR THE CITY OF MODESTO.

WHEREAS, a Position Classification Plan for the City of Modesto was adopted by Modesto City Council Resolution No. 67-77 pursuant to Rule 2 of the Personnel Rules and Regulations of the City of Modesto, and

WHEREAS, the City Manager has recommended to the Council amendments to the Position Classification Plan, and

WHEREAS, Rule 2.2 of the City of Modesto Personnel Rules provides that revisions to the Classification Plan shall be effective upon adoption of resolution of the City Council,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. CLASSIFICATION CREATED. The Position Classification Plan of the City of Modesto is hereby amended to create the following classification:

Fire Division Chief

The specification for the classification created, as shown on the attached Exhibit "A", which is hereby made a part of this resolution by reference, is hereby approved and made a part of the Position Classification Plan of the City of Modesto.

SECTION 2. CLASSIFICATION AMENDED. The Position Classification Plan of the City of Modesto is hereby amended to amend the following classification:

Fire Battalion Chief

The specification for the classification amended, as shown on the attached Exhibit "B", which is hereby made a part of this resolution by reference, is hereby approved and made a part of the Position Classification Plan of the City of Modesto.

SECTION 3. EFFECTIVE DATE. This resolution shall become effective on and after December 8, 1987.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8 day of December, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: McGrath, Patterson

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

# FIRE DIVISION CHIEF

## DEFINITION

Under general direction, to manage and supervise the activities of a major division of the Fire Department; to implement departmental and City policies; to direct Fire Department resources during major emergencies; and to do other related work as required.

## DISTINGUISHING CHARACTERISTICS

This is the management-level classification immediately below Fire Chief and above that of Fire Battalion Chief. Assignments will vary, depending upon the needs of the department and the abilities, experience and interests of those appointed.

## EXAMPLES OF DUTIES

Assignment as Administrative Chief: Plans, directs and coordinates department activities related to community emergency preparedness, emergency medical services, hazardous materials management and emergency mitigation; develops and controls the emergency preparedness budget; assists in administration of department activities; confers with the Fire Chief in determining matters of policy for the operation of the department; administers departmental supply and maintenance personnel and programs; maintains proper employee morale and discipline; serves as a Shift Commander when needed and responds to fires and emergencies.

Assignment as Fire Prevention Chief (Fire Marshal): Supervises and participates in the activities of the Fire Prevention Bureau including the inspection of residential, commercial, industrial, institutional, public assembly, and public lodging facilities to obtain compliance with all applicable federal, state, and principal laws and ordinances; responsible for the development and control of the fire prevention budget; investigates fires to determine causes and damages, keeps records of fire losses, inspections, investigations, fire deaths and injuries; conducts monthly evacuation drills in all schools, hospitals, and convalescent homes; investigates complaints, answers questions, and provides public information regarding hazards and prevention of fires; instructs fire personnel in inspection techniques and code requirements; reviews plans and specifications for all building construction and remodeling except private residential buildings; provides for weed abatement; maintains proper employee morale and discipline within Fire Prevention Bureau; serves as a Shift Commander when needed and responds to fires and emergencies.

Assignment as Operations Chief: Assists in planning, directing, and reviewing activities of suppression personnel performing safety inspection, prevention, and fire fighting work; responsible for the development and control of the fire suppression budget; assists in administration of departmental activities; assists in selecting and assigning personnel and in maintaining proper employee morale and discipline; answers fire alarms when required or requested; confers with the Fire Chief in determining matters of policy for the operation of the department; directs a program of hydrant maintenance; vehicle maintenance, and stores; coordinates communication facilities; assists in development and maintenance of an adequate system of files, records, and reports; investigates complaints from fire department employees and the public; and performs administrative staff work; serves as a Shift Commander when needed and responds to fires and emergencies; assumes command of the Fire Department in the absence of the Fire Chief.

Assignment as Training Chief: Plans and directs a continuous training program for suppression personnel; instructs and drills fire department personnel in fire fighting methods, techniques, and related subjects; coordinates related in-service training with other City departments; prepares reports and maintains records; serves as a Shift Commander when needed and responds to fires and emergencies.

EMPLOYMENT STANDARDS

Experience and Education:

Experience:

Five years in a municipal fire department, including at least twelve (12) months experience as a Fire Battalion Chief.

and

Education:

Equivalent to completion of an Associate of Arts or Associate of Science Degree. Equivalency is completion of 60 college semester units or 90 college quarter units.

Knowledge of:

Modern principles, practices and techniques of fire department administration, organization, and operation and their application to specific situations; advanced methods, practices and techniques of modern fire fighting, fire inspection, and fire prevention; principles and practices of supervision and training; State and local laws affecting fire prevention; city geography, fire hazards, and fire fighting resources such as personnel, equipment, water supply and communications.

and

Ability to:

Plan and coordinate the work of a major division of the Fire Department; make detailed investigations and analyze findings; use completed staff work to prepare accurate and comprehensive reports; keep records and prepare reports; assume leadership in planning and directing fire prevention and fire fighting activities; select, assign, train, and lead fire fighting personnel; plan, lay out and direct the work of fire suppression personnel; maintain effective employee discipline and morale; meet the health and physical standards set by the City; establish and maintain effective working relationships with subordinates, other officials, and the public.

License: Possession of a valid California Class 3 driver's license.

Probation: All those appointed shall complete a twelve (12) month probation. Satisfactory performance and recommendation of the Fire Chief is required for regular status.

Incumbents may be required to file a statement of economic interest.

# FIRE BATTALION CHIEF

## DEFINITION

Under direction, to be in command of a City Fire Suppression Platoon during an assigned shift; to manage, coordinate and direct fire suppression companies in fire suppression, fire prevention, training, and maintenance activities; to participate in activities related to department management; and to do other related work as required.

## DISTINGUISHING CHARACTERISTICS

This is the management-level classification immediately below Fire Division Chief and above that of Fire Captain. Positions in this classification are expected to relieve other Platoon commanders who are temporarily absent for sick leave, vacation leave, or other authorized leave of absence.

## EXAMPLES OF DUTIES

Plans, coordinates, and directs on-duty fire suppression companies; responds to all structural first-alarms and all other emergencies, as required; commands all fire and emergency activities until relieved by a superior officer, then continues to provide command assistance as designated by that superior officer; schedules all fire suppression personnel assignments for a shift; maintains proper employee morale and discipline, and compliance with departmental rules and regulations; prepares reports and maintains records; requisitions and distributes materials and supplies; authorizes and completes emergency repairs to fire fighting vehicles and equipment; provides information for the public upon request and investigates complaints.

## EMPLOYMENT STANDARDS

### Experience and Education:

Experience:

Five years in a municipal fire department, including at least eighteen months experience as a Fire Captain or higher rank.

and

Education:

Equivalent to completion of an Associate of Arts or Associate of Science Degree. Equivalency is completion of 60 college semester units or 90 college quarter units.

and

Knowledge of:

Modern methods of fire department administration; modern principles and practices of fire prevention and suppression; principles of supervision and training; use and maintenance of fire fighting equipment and apparatus; first aid, rescue and resuscitation methods; departmental rules and regulations; State and local laws affecting fire prevention; city geography, fire hazards, and fire fighting resources such as personnel, equipment, water supply and communications.

and

Ability to:

Assume leadership in planning and directing fire prevention and fire fighting activities; select, assign, train, and lead fire fighting personnel; plan, lay out and direct the work of fire suppression personnel; maintain effective employee discipline and morale; make detailed investigations and analyze findings; keep records and prepare reports; meet the health and physical standards set by the City; establish and maintain effective working relationships with subordinates, other officials, and the public.

License: Possession of a valid California Class 3 driver's license.

Probation: All those appointed shall complete a twelve (12) month probation. Satisfactory performance and recommendation of the Fire Chief is required for regular status.

Incumbents may be required to file a statement of economic interest.

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1258

A RESOLUTION AMENDING RESOLUTION NO. 87-566 ENTITLED "A RESOLUTION ESTABLISHING SALARY SCHEDULES AND FIXING COMPENSATION FOR POSITIONS IN THE CITY SERVICE" TO DELETE DIFFERENTIAL PAY - FIRE BATTALION CHIEF, AND AMENDING EXHIBIT "H" OF SAID RESOLUTION NO. 87-566.

WHEREAS, this Council, by Resolution No. 87-566, adopted on July 7, 1987, established salary schedules and fixed compensation for positions in the City Service, and

WHEREAS, the Council desires to delete Section 9 of Resolution No. 87-566, which section established differential pay for Fire Battalion Chief, and

WHEREAS, the Council also desires to amend Exhibit "H" of Resolution No. 87-566 "to establish the position of Fire Division Chief, which exhibit is entitled "City of Modesto Alphabetical Listing of Classifications in City Service 1987-88",

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. AMENDMENT TO RESOLUTION NO. 87-566. Section 9 entitled "Differential Pay - Fire Battalion Chief" of Resolution No. 87-566 is hereby deleted and subsequent sections are hereby renumbered to read as follows:

> "SECTION 9. ACTING PAY - POLICE DEPARTMENT. A Detective who is temporarily assigned to act as a Sergeant for five (5) or more regularly scheduled, consecutive workdays will be paid five percent (5%) acting pay above the Detective's normal base pay retroactive to the first day. Holidays and regularly scheduled days off will not interrupt the calculation of consecutive workdays.

SECTION 10. DIFFERENTIAL PAY - ASSISTANT SQUAD LEADERS. A Police Officer who is assigned by the Chief of Police as an assistant Squad Leader shall be paid, in addition to the salary fixed and established for the classification of Police Officer, additional compensation of five percent (5%) of the compensation which the officer would otherwise be entitled to receive.

SECTION 11. ACTING PAY - MISCELLANEOUS EMPLOYEES. An employee represented by the Modesto City Employees' Association who is temporarily assigned by a Personnel Action form to fill another position for more than 120 consecutive regularly scheduled work hours will be paid five percent (5%) additional compensation above the employee's normal base pay retroactive to the first hour of such assignment. Holidays and regularly scheduled hours and days off will not interrupt the calculation of consecutive work hours.

SECTION 12. ACTING PAY - FIRE DEPARTMENT. A fire suppression employee in the Fire Department represented by the Modesto City Firefighters Association who is assigned to work temporarily in a position in a salary range above that to which the employee is regularly assigned and who is entitled to acting pay in accordance with the Personnel Administrative Orders of the City of Modesto, will be paid five percent (5%) additional compensation above the employee's normal base pay commencing with the beginning of the first (1st) hour of the overgrade assignment on an hour for hour basis.

SECTION 13. PART-TIME EMPLOYMENT. Employees appointed to any of the positions referred to herein who, with the approval of the City Manager, regularly work less hours per week than established for their class by Rule 13.1 of the Personnel Rules, shall be paid in approximate proportion of the time worked.

SECTION 14. EFFECTIVE DATE. This resolution shall be effective on and after July 7, 1987.

SECTION 15. REPEALS. Resolution No. 86-663 is hereby rescinded."

SECTION 2. AMENDMENT TO RESOLUTION NO. 87-566. Exhibit "H" entitled "City of Modesto Alphabetical Listing of Classifications in City Service 1987-88", attached to Resolution No. 87-566, is hereby amended as shown on the amended Exhibit "H" entitled "City of Modesto Alphabetical Listing of Classifications in City Service 1987-88", which is attached hereto

and made a part hereof as though set forth in full herein. Said amended Exhibit "H" adds the classification of Fire Division Chief, Range 534.0.

SECTION 3. EFFECTIVE DATE. This resolution shall become effective on and after December 8, 1987.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8 day of December, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: McGrath, Patterson

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

CITY OF MODESTO
ALPHABETICAL LISTING OF CLASSIFICATIONS IN CITY SERVICE
1987-88
(Effective 7-7-87, amended 10-13-87; 11-17-87; 12-8-87.)

| Range No. | Title of Classification |
|---|---|
| 115.5 | Account Clerk |
| 422.0 | Accountant I |
| 426.0 | Accountant II |
| 119.5 | Accounting Technician |
| 123.0 | Accounts Examiner |
| 422.0 | Administrative Analyst I |
| 426.0 | Administrative Analyst II |
| 117.5 | Administrative Clerk |
| 118.5 | Administrative Clerk - Police |
| 432.0 | Airport Manager |
| 424.5 | Airport Maintenance Supervisor |
| 116.5 | Animal Control Officer I |
| 118.5 | Animal Control Officer II |
| 426.5 | Arborist |
| 633.0 | Assistant Chief of Police |
| 437.0 | Assistant City Attorney |
| 422.5 | Assistant City Clerk |
| 429.0 | Assistant Civil Engineer |
| 433.0 | Assistant Director - Community Center |
| 433.0 | Assistant Director of Parks & Recreation |
| 436.0 | Assistant Director of Utility Services |
| 122.5 | Assistant Electrician |
| 123.0 | Assistant Industrial Waste Inspector |
| 120.5 | Assistant Laboratory Technician |
| 425.5 | Assistant Parks Construction Supervisor |
| 426.0 | Assistant Planner |
| 427.0 | Assistant Risk Manager |
| 426.0 | Assistant Shop Supervisor |
| 433.0 | Assistant to the City Manager |
| 432.0 | Associate Civil Engineer |
| 429.0 | Associate Planner |
| 420.5 | Benefits Technician |
| 428.0 | Budget Analyst |
| 122.5 | Building Inspector I |
| 125.5 | Building Inspector II |
| 426.5 | Building Maintenance Supervisor |

| Range No. | Title of Classification |
|---|---|
| 120.5 | Building Maintenance Worker |
| 120.5 | Cement Mason |
| 434.0 | Chief Building Official |
| 430.0 | Chief Electrician |
| N/A | Chief of Police |
| 428.0 | Chief of Survey Party |
| N/A | City Attorney |
| N/A | City Clerk and Auditor |
| N/A | City Manager |
| 119.5 | Civil Engineering Technician I |
| 122.5 | Civil Engineering Technician II |
| 125.5 | Civil Engineering Technician III |
| 127.5 | Civil Engineering Technician IV |
| 114.5 | Clerk Typist |
| 414.6 | Clerk Typist (Confidential) |
| 124.0 | Coach Mechanic |
| 419.5 | Claims Representative |
| 119.5 | Code Enforcement Specialist |
| 424.0 | Collections Supervisor |
| 426.5 | Community Center Events Coordinator |
| 426.5 | Community Center Operations Supervisor |
| 120.5 | Community Service Officer |
| 118.5 | Computer Operator |
| 127.5 | Construction Inspector |
| 124.5 | Crime Analyst |
| 118.5 | Data Processing Technician |
| 430.0 | Data Processing Manager |
| 427.0 | Deputy City Attorney I |
| 429.0 | Deputy City Attorney II |
| 420.5 | Deputy City Clerk |
| N/A | Deputy City Manager |
| 312.0 | Detective |
| N/A | Director of Engineering Services |
| N/A | Director of Finance |
| N/A | Director of Management Services |
| N/A | Director of Parking and Traffic |

Exhibit "H"

120287

| Range No. | Title of Classification |
|---|---|
| N/A | Director of Parks and Recreation |
| N/A | Director of Planning and Community Development |
| N/A | Director of Utility Services |
| N/A | Economic Development Manager |
| 428.5 | Electrical Supervisor |
| 118.5 | Electrical Technician I |
| 120.5 | Electrical Technician II |
| 127.0 | Electrician |
| 116.5 | Engineering Contracts Specialist |
| 428.0 | Engineering Systems Manager |
| 122.5 | Equipment Crew Leader |
| 122.0 | Equipment Mechanic |
| 120.5 | Equipment Operator |
| 121.5 | Equipment Operator - Backhoe |
| 119.0 | Equipment Service Worker I |
| 120.5 | Equipment Service Worker II |
| 118.5 | Evidence and Property Specialist |
| 424.0 | Executive Assistant |
| 420.5 | Executive Secretary |
| 435.0 | Finance Division Manager |
| 531.0 | Fire Battalion Chief |
| 581.0 | Fire Battalion Chief (PERS Option) |
| 214.0 | Fire Captain |
| 264.0 | Fire Captain (PERS Option) |
| N/A | Fire Chief |
| 534.0 | Fire Division Chief |
| 584.0 | Fire Division Chief (PERS Option) |
| 212.0 | Fire Engineer |
| 262.0 | Fire Engineer (PERS Option) |
| 123.0 | Fire Equipment Mechanic |
| 210.0 | Fire Fighter |
| 261.0 | Fire Fighter (PERS Option) |
| 208.0 | Fire Fighter Trainee |
| 127.5 | Fire Plans Checker |
| 123.5 | Fire Prevention Technician |
| 117.5 | Graphics and Drafting Technician |

| Range No. | Title of Classification |
|---|---|
| 426.0 | Historical Buildings Supervisor |
| 122.0 | Housing Conservationist |
| 122.0 | Housing Financial Specialist |
| 432.0 | Housing Program Officer |
| 122.0 | Housing Rehabilitation Specialist I |
| 125.0 | Housing Rehabilitation Specialist II |
| 123.0 | Industrial Waste Inspector I |
| 125.0 | Industrial Waste Inspector II |
| 128.0 | Instrument Repair Technician |
| 116.5 | Janitor |
| 422.5 | Janitor Supervisor |
| 126.0 | Junior Civil Engineer |
| 122.5 | Laboratory Technician |
| 113.5 | Laborer (Hourly rate only) |
| 426.0 | Landscape Designer |
| 126.0 | Lead Coach Mechanic |
| 124.0 | Lead Equipment Mechanic |
| 122.5 | Lead Traffic Painter |
| 418.6 | Legal Secretary |
| 423.5 | Legal Services Supervisor |
| 420.5 | Legal Services Technician |
| 120.5 | Maintenance Mechanic |
| 121.0 | Maintenance Mechanic - Parks |
| 121.0 | Maintenance Mechanic - Pumps |
| 122.0 | Maintenance Mechanic Crew Leader - Parks |
| 122.0 | Maintenance Mechanic Crew Leader - Pumps |
| 116.5 | Maintenance Worker I |
| 118.5 | Maintenance Worker II |
| 113.5 | Maintenance Worker Trainee |
| 428.0 | Management Analyst |
| 120.5 | Meter Reader/Repair Worker |
| 120.5 | Motor Sweeper Operator |
| 424.0 | Museum Supervisor |

| Range No. | Title of Classification |
|---|---|
| 122.5 | Nursery Propagator |
| 109.5 | Office Aide |
| 112.5 | Office Clerk |
| 412.6 | Office Clerk (Confidential) |
| 422.5 | Office Services Supervisor |
| 422.0 | Office Supervisor |
| 429.0 | Parking and Traffic Superintendent |
| 120.5 | Parking Meter Worker |
| 427.5 | Parks Construction Supervisor |
| 120.5 | Parks Crew Leader |
| 720.5 | Parks Crew Leader (Y Rate) |
| 424.5 | Parks Maintenance Supervisor I |
| 426.5 | Parks Maintenance Supervisor II |
| 429.0 | Parks Superintendent |
| 421.5 | Payroll Technician |
| 426.0 | Personnel Analyst |
| 432.0 | Personnel Manager |
| 419.5 | Personnel Technician |
| 127.5 | Plan Review Engineer |
| 117.5 | Planning Technician I |
| 120.5 | Planning Technician II |
| 123.5 | Planning Technician III |
| 123.0 | Plant Mechanic |
| 425.0 | Plant Mechanical Maintenance Supervisor |
| 632.0 | Police Captain |
| 114.5 | Police Clerk |
| 630.0 | Police Lieutenant |
| 310.0 | Police Officer |
| 308.0 | Police Officer Trainee |
| 425.0 | Police Records Supervisor |
| 628.0 | Police Sergeant |
| 432.0 | Principal Planner |
| 115.5 | Printing Services Operator |
| 113.5 | Printing Services Trainee |
| 123.0 | Programmer Analyst I |
| 126.0 | Programmer Analyst II |

| Range No. | Title of Classification |
|---|---|
| 430.0 | Property Agent |
| 426.0 | Public Information Officer |
| 124.0 | Public Services Inspector |
| 427.0 | Public Services Supervisor |
| 120.5 | Public Works Line Worker |
| 424.5 | Public Works Supervisor I |
| 426.5 | Public Works Supervisor II |
| 124.0 | Purchasing Assistant |
| 430.0 | Purchasing Officer |
| 112.5 | Receptionist |
| 429.0 | Recreation Superintendent |
| 426.0 | Recreation Supervisor |
| 426.0 | Recycling Program Coordinator |
| 432.0 | Risk Manager |
| 433.0 | Sanitary Engineer |
| 425.0 | Secondary Treatment Site Supervisor |
| 418.6 | Secretary |
| 127.5 | Senior Building Inspector |
| 426.0 | Senior Buyer |
| 434.0 | Senior Civil Engineer |
| 120.5 | Senior Computer Operator |
| 128.5 | Senior Construction Inspector |
| 432.0 | Senior Deputy City Attorney I |
| 435.0 | Senior Deputy City Attorney II |
| 116.5 | Senior Microfilm & Graphics Technician |
| 417.6 | Senior Personnel Clerk |
| 116.5 | Senior Police Clerk |
| 118.5 | Senior Printing Services Operator |
| 428.0 | Senior Programmer Analyst |
| 120.5 | Senior Storeskeeper |
| 123.0 | Senior Wastewater Treat. Plant Operator |
| 418.6 | Senior Word Processing Technician |
| 429.0 | Shop Supervisor |
| 424.5 | Social Services Coordinator |
| 430.0 | Solid Waste Program Manager |

| Range No. | Title of Classification |
|---|---|
| 115.5 | Stenographer Clerk |
| 415.6 | Stenographer Clerk (Confidential) |
| 118.5 | Storeskeeper |
| 429.0 | Streets Maintenance Superintendent |
| 120.5 | Street Trees Crew Leader |
| 430.0 | Supervising Accountant |
| 430.0 | Supervising Building Inspector |
| 430.0 | Supervising Construction Inspector |
| 428.0 | Supervising Housing Rehabilitation Spec't |
| 117.5 | Supply Specialist |
| 430.0 | Systems & Procedures Accountant |
| 434.0 | Traffic Engineer |
| 127.5 | Traffic Engineering Technician |
| 120.5 | Traffic Painter |
| 426.0 | Training Coordinator |
| 429.0 | Transit Manager |
| 427.0 | Treasury Accountant |
| 120.5 | Tree Trimmer |
| 720.5 | Tree Trimmer (Y-Rate) |
| 122.5 | Tree Trimmer Crew Leader |
| 424.5 | Warehouse Supervisor |
| 118.5 | Wastewater Treatment Plant Attendant |
| 120.5 | Wastewater Treatment Plant Operator |
| 429.0 | Wastewater Treatment Plant Supervisor |
| 432.0 | Water Quality Control Superintendent |
| 422.0 | Word Processing System Supervisor |
| 415.6 | Word Processing Technician I |
| 416.6 | Word Processing Technician II |
| 425.0 | Zoning Inspector |

| Range No. | Title of Classification |
|---|---|

Totals: 14 City Manager, Department Heads
216 Other
230

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1259

A RESOLUTION AMENDING SECTION 13.1(b) OF THE PERSONNEL RULES RELATING TO ATTENDANCE AND LEAVES.

WHEREAS, Section 1202 of Article XII of the Charter of the City of Modesto provides that the personnel system provided by said Article shall be implemented by such rules and regulations governing the administration thereof as are adopted by the City Council upon recommendation of the City Manager, and

WHEREAS, the City Council has adopted Personnel Rules as authorized by the City Charter, and

WHEREAS, the City Manager has recommended that Section 13.1(b) of the Personnel Rules relating to Attendance and Leaves be amended to include wording regarding Fire Division Chief, and

WHEREAS, at its meeting of December 8, 1987, the City Council considered amending Section 13.1(b) of the Personnel Rules relating to Attendance and Leaves,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby finds and determines that Section 13.1(b) Personnel Rules shall 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, except as otherwise authorized by the City Manager, work a minimum of forty (40) hours a week, normally to be composed of five (5) consecutive days of eight (8) hours each, not including time taken for meals except as noted herein.

The City Manager may designate certain personnel to work a straight eight (8) 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 full shift may be considered time worked. Employees may be required to report early or to remain after shift for purposes of briefing or instruction, 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/her department head.

(b) All Fire Department Personnel working in a class for which safety membership in the Public Employees' Retirement System is required shall be on duty an average minimum of fifty-six (56) hours a week, except that:

(1) The Fire Chief, and Fire Division Chiefs (assigned as Fire Marshal, Administrative Chief, Operations Chief, and Training Chief) shall be on duty forty (40) hours per week; and

(2) The Fire Chief, with the approval of the City Manager, may designate for the Fire Captain assigned as Supply and Maintenance Officer a special work week not to exceed fifty-six (56) hours, nor to be less than forty (40) hours per week.

(3) With the approval of the Fire Chief, the Fire Marshal may establish flexible working hours for the Fire Prevention Bureau, which meets the requirements of the Bureau, provided that eighty (80) hours are worked each pay period.

The regular hours and days of duty shall be established by the Fire Chief.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8 day of December, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: McGrath, Patterson

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1260

A RESOLUTION ADOPTING A SCHEDULE OF FEES FOR A PERMIT FOR MONITORING WELLS OR EMERGENCY EXTRACTION WELLS.

WHEREAS, the City Council has adopted Section 5-1.503 of Chapter 1 of Title V of the Modesto Municipal Code which authorizes an application fee for a permit for monitoring wells and emergency extraction wells, and

WHEREAS, application for the permit will generate certain costs which must now be compensated for,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the fee for the above described permit shall be a fixed charge of forty-one dollars ($41.00), plus a variable charge of ninety-seven dollars ($97.00) for each well installed.

BE IT FURTHER RESOLVED that this resolution shall become effective on the date that Section 5-1.503 becomes effective.

RESCINDED
1992-253
THIS RESOLUTION WAS RESCINDED BY MODESTO CITY COUNCIL RESOLUTION NO. _____

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8 day of December, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: McGrath, Patterson

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1261

**A RESOLUTION SETTING TIME AND PLACE FOR HEARING** OF NECESSITY TO ACQUIRE REAL PROPERTY FOR THE SISK ROAD/STANDIFORD - DALE INTERSECTION TRAFFIC SIGNAL PROJECT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that January 5, 1988, at 4:00 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of a Hearing of Necessity to acquire real property for the Sisk Road/Standiford - Dale intersection traffic signal project.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of December, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: McGrath, Patterson

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1262

A RESOLUTION APPROVING A FEE SCHEDULE FOR DUMPING OF SEPTIC WASTE AT THE SEWAGE TREATMENT PLANT AND SUPERSEDING RESOLUTION NO. 86-1101.

WHEREAS, Section 5-6.02 of the Modesto Municipal Code provides that each person owning property within the Sewer District shall pay a sewer service charge to the City in accordance with rates and charges as established by the Council from time to time by resolution,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the following fee schedule is adopted for the dumping of septic tank waste at the sewage treatment plant:

| | | |
|---|---|---|
| Up to 1000 Gal. Truck | - | $ 8.45 |
| 1001 to 1500 Gal. Truck | - | 12.70 |
| 1501 to 2000 Gal. Truck | - | 16.90 |

BE IT FURTHER RESOLVED that the above fee schedule shall become effective January 1, 1988.

BE IT FURTHER RESOLVED that effective December 31, 1987, this resolution supersedes Modesto City Council Resolution No. 86-1101.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8 day of December, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: McGrath, Patterson

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1263

A RESOLUTION ADOPTING A SCHEDULE OF FEES AND CHARGES FOR WATER SERVICE IN THE CITY OF MODESTO AND SUPERSEDING RESOLUTION NO. 86-1260.

WHEREAS, Sections 11-1.04, 11-1.05, 11-1.06, 11-1.09, and 11-1.14 of the Modesto Municipal Code, provide that a schedule of fees and charges to be charged to consumers for water services are to be established and set by the Council from time to time by resolution, and

WHEREAS, the Council has previously adopted such a schedule of fees and charges for water service, and

WHEREAS, the City staff has recommended a change in said schedule of fees and charges to be charged to consumers for water services in the City of Modesto to reflect eliminating the City installation hydrant meter fee and imposing a construction water use charge which would be billed according to usage, and

WHEREAS, the City Council held a public hearing at its regular meeting on December 8, 1987, to consider the recommended changes,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby adopts the following schedule of fees and charges for water service to be charged to consumers for water services in the City of Modesto:

SCHEDULE OF FEES AND CHARGES
FOR WATER SERVICES

| Modesto Municipal Code Reference | Name of Fee or Charge and Itemization | Fee or Charge |
|---|---|---|
| 11-1.04 | Water service installation charges | |
| | 1" service | $ 525.00 |
| | 1-1/2" service | 535.00 |
| | 2" service | 590.00 |
| | 4"-6" service | 1,660.00 |
| | 8" service | 2,000.00 |
| | 10" or larger service | COST |
| | Taps for main extension | 1,180.00 |
| 11-1.04 | Additional Charge for each water service installation involving pavement removal and/or replacements. | $ 220.00 |
| | Water system fee - for each square foot of gross lot area of property served in territory within city limits. This fee pays for pump stations, all 10" and larger lines and fire hydrants installed at minimum spacing. (This fee shall be effective on and after August 25, 1986.) | .025* |
| | Water system fee - for each square foot of gross lot area of property served in territory outside city limits. This fee pays for pump stations, all 10" and larger lines and fire hydrants installed at minimum spacing. (This fee shall be effective on and after August 25, 1986.) | .025 |
| 11-1.05(a) | Water main connection charges in territory within City limits for each square foot of net lot area for property served by future City extended 8" or smaller mains, appurtenances and fire hydrants. | .10 |
| | Credit for volunteer installation of fire sprinklers in single-family dwellings and duplexes. | 50.00 |
| | Credit for volunteer installation of fire sprinklers in condominiums and town houses, per dwelling unit. | 50.00 |

| | | |
|---|---|---|
| | Credit for volunteer installation of fire sprinklers in apartment houses, percent of normal charge | 8.3% |
| 11-1.05(b) | Water main connection charges in territory outside City limits for each square foot of net lot area for property served by future City extended 8" or smaller mains. | .10 |
| | Credit for volunteer installation of fire sprinklers in single-family dwellings and duplexes. | 50.00 |
| | Credit for volunteer installation of fire sprinklers in condominiums and town houses, per dwelling unit. | 50.00 |
| | Credit for volunteer installation of fire sprinklers in apartment houses, percent of normal charge | 8.3% |
| 11-1.05(c) (4) | Fire hydrant installation, each | $1,210.00 |
| | Fire hydrant line to main per lineal foot | 33.00 |
| | Additional charge for each hydrant installation involving pavement removal and/or replacement. | 275.00 |
| 11-1.06 (e) | Meter installation cost | |
| | Each 1" meter | $ 170.00 |
| | Each 1" meter with traffic lid | 205.00 |
| | Each 1-1/2" meter | 365.00 |
| | Each 1-1/2" meter with traffic lid | 405.00 |
| | Each 2" meter | 425.00 |
| | Each 2" meter with traffic lid | 465.00 |
| | Each 4" meter | 3,500.00 |
| | Each 6" meter | 4,820.00 |
| | Each 8" meter | 5,720.00 |
| | Each 10" or larger meter | COST |
| 11-1.09 | Fire hydrant charge for construction water used. | COST OF WATER |
| 11-1.14(e) | Water bill delinquent charge. | 2.00 |
| 11-1.14(e) | Water disconnection charge. | 6.00 |

| | | |
|---|---|---|
| 11-1.14(e) | Water reconnection charge. | 6.00 |

* (This fee does not apply to any parcel included in a subdivision recorded prior to June 7, 1978. For any parcel included in a reimbursement agreement, the fee shall be charged in accordance with the agreement.)

BE IT FURTHER RESOLVED that except as otherwise provided herein, the above schedule of fees and charges shall become effective on and after January 1, 1988.

BE IT FURTHER RESOLVED that Resolution No. 86-1260, adopted by the Council November 12, 1986, is hereby superseded on the effective dates of the various fees and charges as set forth herein.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8 day of December, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: McGrath, Patterson

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1264

A RESOLUTION ESTABLISHING A FINE SCHEDULE FOR VIOLATIONS OF CATEGORICAL INDUSTRY PRETREATMENT STANDARDS AS SET BY THE ENVIRONMENTAL PROTECTION AGENCY (EPA), 40 CFR PART 469, ADOPTED BY THE CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD (CRWQCB), AND STATED IN MODESTO'S NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) PERMIT.

WHEREAS, categorical industry's permit mandates that said industry comply with specified categorical pretreatment standards, and

WHEREAS, Section 5-6.13.2 of the Modesto Municipal Code relating to sewage collection and disposal authorizes the Director to levy fines for violations of national pretreatment standards, which fines shall be in accordance with a schedule approved by the Council from time to time by resolution.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that categorical pretreatment standard violation fines are hereby established as follows:

1. Parameters shall mean a limited concentration of the following chemicals in an amount set by the Environmental Protection Agency (EPA). A processing fine for each parameter exceeded in the amount of:

| | | | | | | | |
|---|---|---|---|---|---|---|---|
| Cadmium | $116 | per | pound | over | industry's | permit | limits |
| Chromium | $ 20 | " | " | " | " | " | " |
| Copper | $ 30 | " | " | " | " | " | " |
| Lead | $232 | " | " | " | " | " | " |
| Nickel | $ 35 | " | " | " | " | " | " |
| Silver | $120 | " | " | " | " | " | " |
| Zinc | $ 32 | " | " | " | " | " | " |
| Cyanide T | $ 75 | " | " | " | " | " | " |
| Cyanide A | $ 30 | " | " | " | " | " | " |

RESCINDED
1991-141
THIS RESOLUTION WAS RESCINDED BY MODESTO CITY COUNCIL RESOLUTION NO.

2. An administrative fine in the amount of $310.00 may be levied for each violation. Each failure to remain within the parameters shall constitute a separate violation.

3. The pH range shall be 6.0 to 9.0. Any variation over or under this range shall result in an administrative fine of $310.00.

BE IT FURTHER RESOLVED that the fines established by this resolution shall become effective for violations which occur on or after December 9, 1987.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8 day of December, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: McGrath, Patterson

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1265

A RESOLUTION APPROVING THE FINAL MAP OF THE WICKFORD PLACE SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, Wickford Place, a California Limited Partnership is possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 5.35 acres, known as the Wickford Place Subdivision, and

WHEREAS, a tentative map of said tract was approved by the City Planning Commission on the 15th day of September, 1987, and

WHEREAS, the Secretary of the Planning Commission of the City of Modesto has certified that the final map of said tract substantially conforms to the approved tentative map, and

WHEREAS, the City Engineer of the City of Modesto has certified that the final map of said Wickford Place 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, and

WHEREAS, all public improvements required by the City of Modesto have been completed in said tract,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said final map be approved; that the improvements completed in said tract be accepted; that the streets, alleys and easements as shown thereon within the boundaries of said tract be accepted on behalf of the public for public use; and that the City Clerk be authorized to certify the map of said tract on behalf of the City of Modesto after the fees and deposits required by the

Modesto Municipal Code in amounts determined by the City Engineer have been paid.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8 day of December, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: McGrath, Patterson

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney



2807CA

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1266

A RESOLUTION APPROVING THE FINAL MAP OF THE MANOR OAK ESTATES SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, Hashem Naraghi, an unmarried man is possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 11.382 acres, known as the Manor Oak Estates Subdivision, and

WHEREAS, a tentative map of said tract was approved by the City Planning Commission on the 15th day of September, 1986, and

WHEREAS, the Secretary of the Planning Commission of the City of Modesto has certified that the final map of said tract substantially conforms to the approved tentative map, and

WHEREAS, the City Engineer of the City of Modesto has certified that the final map of said Manor Oak Estates Subdivision meets all of the provisions of the California Subdivision Map Act and the provisions of the Modesto Municipal Code relating to subdivisions, and that the map is technically correct, and

WHEREAS, all public improvements required by the City of Modesto have been completed in said tract,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said final map be approved; that the improvements completed in said tract be accepted; that the streets, alleys and easements as shown thereon within the boundaries of said tract be accepted on behalf of the public for public use; and that the City Clerk be authorized to certify the map of said tract on behalf of the City of Modesto after the fees and deposits required by the Modesto Municipal Code in amounts determined by the City Engineer have been paid.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8 day of December, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: McGrath, Patterson

ATTEST: Judy C. Hall
JUDY C. HALL, ACting City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney



2807CA

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1267

A RESOLUTION APPOINTING MEMBER OF THE GOLF ADVISORY COMMITTEE (GARY ARD)

BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. The following person is hereby appointed to the Golf Advisory Committee:

Gary Ard
1012 Gettysburg Way
Modesto, Ca. 95355

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed member of the Golf Advisory Committee and the Secretary thereof.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of December, 1987, by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, Muratore, Sutton, Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | McGrath, Patterson |

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

Committees
Youth Commission

**MODESTO CITY COUNCIL**
**RESOLUTION NO.** 87-1268

**A RESOLUTION APPOINTING MEMBER OF THE** AFFIRMATIVE ACTION COMMISSION (BARBARIAE BOYETTE)

**WHEREAS, Section 1102 of the Charter of the City of Modesto authorizes the City Council to appoint members to various Boards and Commissions;**

**NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:**

**SECTION 1. The following person is hereby appointed to the** Affirmative Action Commission:

Barbariae Boyette

**SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed member of the** Affirmative Action 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** 8th **day of** December, **19**87, **by Councilmember** Muratore, **who moved its adoption, which motion being duly seconded by Councilmember** Lang, **was upon roll call carried and the resolution adopted by the following vote:**

**AYES: Councilmembers:** Lang, Muratore, Sutton, Whiteside, Mayor Mensinger

**NOES: Councilmembers:** None

**ABSENT: Councilmembers:** McGrath, Patterson

**ATTEST:** Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1269

A RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO DECLARING CANVASS OF RETURNS AND RESULTS OF A SPECIAL RUNOFF ELECTION HELD ON TUESDAY, DECEMBER 8, 1987.

WHEREAS, on Tuesday, the 3rd day of November, 1987, a Regular Municipal Election was held in the City of Modesto and in the Modesto City School District of Stanislaus County and the Modesto High School District of Stanislaus County to, amongst other issues, elect the Mayor for the City of Modesto for a term of four years and one Councilmember for Chair No. 6 for the City of Modesto for a term of four years, and

WHEREAS, said Regular Municipal Election was held on Tuesday, November 3, 1987, in accordance with law and the votes thereafter received and canvassed, and the returns thereof ascertained, determined, and declared in all respects as required by law, and

WHEREAS, the City Clerk canvassed the returns of said election in accordance with law, and certified the results of the election to the Council by a Certificate of Canvass and Statement of Votes dated November 10, 1987, and

WHEREAS, at said Regular Municipal Election no candidate for Mayor or for Councilmember for Chair No. 6 received a majority of the votes cast, and

WHEREAS, the Charter of the City of Modesto provides that if no candidate for an elective office of the City receives a majority of the votes cast at a regular municipal election, a second regular municipal election shall be held for such offices on the second Tuesday in December at which the two candidates receiving the highest number of votes at the first regular municipal election shall have their names placed on the ballot for election to the office, and

WHEREAS, a second regular municipal election was called to be held on Tuesday the 8th day of December, 1987, and

WHEREAS, the two candidates receiving the highest number of votes at the November 3, 1987 Regular Municipal Election for Mayor were Carol Whiteside and Richard Patterson, and the two candidates receiving the highest number of votes for Councilmember (Chair No. 6) were Balvino Irizarry and Michael Johnson, each had their names placed on the ballot for election to the offices of Mayor and Councilmember (Chair No. 6), and

WHEREAS, on Tuesday, the 8th day of December, 1987, a second regular municipal election was held in the City of Modesto to elect the Mayor for the City of Modesto for a term of four years and one Councilmember (Chair No. 6) for a term of four years, and

WHEREAS, said second regular municipal election was held on Tuesday, December 8, 1987, in accordance with law and the votes thereafter received and canvassed, and the returns thereof ascertained, determined, and declared in all respects as required by law, and

WHEREAS, the City Clerk has canvassed the returns of said election in accordance with law, and has certified the results of the election to the Council by a Certificate of Canvass and Statement of Votes dated December 15, 1987,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

1. Said canvass by the City Clerk as shown on said Certificate of Canvass and Statement of Votes and the results of the election are hereby ratified, confirmed and approved.

2. That a copy of said Certificate of Canvass and Statement of Votes attached hereto marked as Exhibit "A" and made a part hereof shows a complete tabulation of the following:

(a) The whole number of votes cast.

(b) The names of the persons voted for.

(c) For what office each person was voted for.

(d) The number of votes given at each precinct to each person.

(e) The total number of votes given to each person.

3. That the following named persons having received a majority of the votes cast for the elective office designated by Exhibit "A", is hereby declared to be duly and regularly elected to such office and the City Clerk is hereby directed to issue a Certificate of Election to each of said persons, certifying his/her election to the office appearing after his/her 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:

| | |
|---|---|
| Carol Whiteside | Mayor for a term of four years. |
| Balvino Irizarry | Councilmember for a term of four years, Chair No. 6. |

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of December, 1987, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Sutton, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Muratore, Patterson, Whiteside

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

CERTIFICATE OF CANVASS
AND STATEMENT OF VOTE

CITY OF MODESTO SPECIAL RUNOFF ELECTION

December 8, 1987

I, NORRINE COYLE, CITY CLERK OF THE CITY OF MODESTO, DO HEREBY CERTIFY THAT I CAUSED THE STANISLAUS COUNTY CLERK'S OFFICE ON DECEMBER 10, 1987, TO PUBLICLY CANVASS THE RETURNS OF THE CITY OF MODESTO SPECIAL RUNOFF ELECTION HELD ON DECEMBER 8, 1987, IN ACCORDANCE WITH MODESTO CITY COUNCIL RESOLUTION NO. 67-36, AND THAT THE ATTACHED IS THE RESULT OF SAID ELECTION.

Norrine Coyle

NORRINE COYLE
City Clerk & Auditor
City of Modesto

December 15, 1987

Exhibit A

RECEIVED
MODESTO CITY CLERK
1987 DEC 11 PM 3:19

STATEMENT OF THE VOTE

OF

STANISLAUS COUNTY
STATE OF CALIFORNIA

-CAST AT THE-

CITY OF MODESTO
SPECIAL RUNOFF ELECTION

-HELD-

TUESDAY, DECEMBER 8, 1987

State of California
ss
County of Stanislaus

I, DAVID A. WURM, County Clerk of the above named county, do hereby certify that the within is a true and correct statement of result of the votes cast in this county at the Special Runoff Election, as determined by the official canvass of the returns of the said election.

Witness my hand and seal, this 11th day of December, 1987.

David A. Wurm

DAVID A. WURM
County Clerk-Recorder

CITY OF MODESTO

SUMMARY OF VOTE

December 8, 1987

Mayor

| | |
|---|---|
| Richard Patterson | 8,422 |
| Carol Whiteside | 11,039 |

Member, City Council - Chair 6

| | |
|---|---|
| Balvino Irizarry | 9,579 |
| Michael Johnson | 9,402 |

| | REGISTERED VOTERS | BALLOTS CAST | TURNOUT | MODESTO MAYOR | RICHARD PATTERSON | CAROL WHITESIDE | [illegible] | [illegible] | [illegible] |
|---|---|---|---|---|---|---|---|---|---|
| | | | | E 1 | | | F | | |
| MODESTO 1,7 | 1261 | 304 | 24.1 | 151 | 150 | | 197 | 185 | |
| MODESTO 2,101 | 1472 | 400 | 27.1 | 192 | 203 | | 170 | 218 | |
| MODESTO 4,63 | 1292 | 125 | 9.6 | 67 | 58 | | 63 | 54 | |
| MODESTO 5,6 | 1546 | 261 | 16.8 | 192 | 66 | | [illegible] | 132 | |
| MODESTO 8,24 | 1278 | 327 | 25.5 | 204 | 119 | | 151 | 159 | |
| MODESTO 9,10 | 1041 | 317 | 30.4 | 134 | 179 | | 144 | 166 | |
| MODESTO 11,12,13 | 1768 | 381 | 21.5 | 198 | 181 | | 193 | 174 | |
| MODESTO 14,16,17 | 1961 | 386 | 19.6 | 205 | 181 | | 181 | 198 | |
| MODESTO 15,68 | 1407 | 374 | 26.5 | 216 | 158 | | 180 | 180 | |
| MODESTO 18,85,98 | 1868 | 396 | 21.1 | 179 | 213 | | 173 | 207 | |
| MODESTO 19 | 830 | 278 | 33.4 | 93 | 184 | | 117 | 149 | |
| MODESTO 20 | 591 | 163 | 27.5 | 83 | 78 | | 82 | 75 | |
| MODESTO 21,22 | 1322 | 445 | 33.6 | 136 | 304 | | 198 | 233 | |
| MODESTO 23 | 466 | 73 | 15.6 | 37 | 35 | | 39 | 32 | |
| MODESTO 25 | 585 | 113 | 19.3 | 46 | 67 | | 54 | 54 | |
| MODESTO 26 | 324 | 93 | 28.7 | 40 | 53 | | 35 | 56 | |
| MODESTO 27,33 | 1269 | 373 | 29.3 | 132 | 237 | | 229 | [illegible] | |
| MODESTO 28,32 | 1392 | 280 | 20.1 | 131 | 147 | | 141 | [illegible] | |
| MODESTO 30,81,103 | 1838 | 512 | 27.8 | 228 | 281 | | 261 | 244 | |
| MODESTO 31,50,54 | 1694 | 492 | 29.0 | 211 | 278 | | 244 | 241 | |
| MODESTO 34,35 | 962 | 371 | 38.5 | 119 | 250 | | 229 | 135 | |
| MODESTO 36,37 | 1153 | 361 | 31.3 | 126 | 233 | | 194 | 159 | |
| MODESTO 38,39 | 1234 | 345 | 27.9 | 160 | 184 | | 168 | 167 | |
| MODESTO 40,41,42 | 1881 | 635 | 33.7 | 240 | 387 | | 299 | 328 | |
| MODESTO 43,46,57 | 1769 | 468 | 26.4 | 209 | 257 | | 223 | 231 | |
| MODESTO 44,80 | 1009 | 270 | 26.7 | 106 | 164 | | 114 | 148 | |
| MODESTO 45,66 | 1064 | 280 | 26.3 | 138 | 140 | | 142 | 128 | |
| MODESTO 47,56 | 1611 | 600 | 37.2 | 182 | 414 | | 331 | 254 | |
| MODESTO 48,74 | 1696 | 600 | 35.3 | 204 | 389 | | 303 | 286 | |
| MODESTO 51,82 | 971 | 213 | 21.9 | 95 | 116 | | [illegible] | 121 | |
| MODESTO 52,60 | 1372 | 373 | 27.1 | 140 | 228 | | 189 | 172 | |
| MODESTO 53,104,105 | 1701 | 307 | 18.0 | 149 | 158 | | 147 | 145 | |
| MODESTO 55,79 | 1205 | 374 | 31.0 | 148 | 224 | | 207 | 160 | |
| MODESTO 58,72 | 1169 | 164 | 14.0 | 70 | 94 | | 72 | 87 | |
| MODESTO 59 | 927 | 289 | 31.1 | 113 | 175 | | 147 | 137 | |
| MODESTO 61,62 | 1071 | 331 | 30.9 | 192 | 137 | | 153 | 171 | |
| MODESTO 64,69,99 | 1447 | 225 | 15.5 | 128 | 95 | | 94 | 121 | |
| MODESTO 65,67 | 1140 | 252 | 22.1 | 131 | 120 | | 102 | 139 | |
| MODESTO 70,100 | 1288 | 390 | 30.2 | 142 | 246 | | 169 | 211 | |
| MODESTO 71,75 | 943 | 203 | 21.5 | 86 | 116 | | 106 | 95 | |
| MODESTO 76,102 | 999 | 178 | 17.8 | 76 | 102 | | 66 | 108 | |
| MODESTO 77 | 639 | 130 | 20.3 | 59 | 70 | | 67 | 59 | |
| MODESTO 78 | 640 | 162 | 25.3 | 92 | 69 | | 60 | 99 | |
| MODESTO 83 | 674 | 129 | 19.1 | 67 | 62 | | 56 | 70 | |
| MODESTO 84,86 | 1322 | 215 | 16.2 | 94 | 121 | | 78 | 136 | |
| MODESTO 88 | 1035 | 267 | 25.7 | 120 | 147 | | 124 | 140 | |
| MODESTO 90,96 | 1690 | 416 | 24.6 | 183 | 232 | | 198 | 205 | |
| MODESTO 91 | 992 | 276 | 27.8 | 91 | 185 | | 134 | 134 | |
| MODESTO 93,94 | 1651 | 410 | 24.8 | 155 | 254 | | 184 | 212 | |
| MODESTO 95,97 | 976 | 175 | 17.9 | 96 | 77 | | 65 | 106 | |
| MODESTO 3 | 122 | 51 | 41.8 | 45 | 6 | | 20 | 26 | |
| MODESTO 49 | 2 | | | | | | | | |
| MODESTO 73 | 52 | 17 | 32.6 | 8 | 9 | | 8 | 6 | |
| MODESTO 87 | | | | | | | | | |
| MODESTO 92 | 48 | 12 | 25.0 | 7 | 5 | | 6 | 6 | |
| ABSENTEE STYLE 01 | | 4004 | | 1576 | 2401 | | [illegible] | [illegible] | |
| **** T O T A L S **** | 61660 | 19586 | 31.7 | 8422 | 11039 | | [illegible] | [illegible] | |

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1270

A RESOLUTION ORDERING THE EMERALD AVENUE NO. 2 REORGANIZATION TO THE CITY OF MODESTO (UNINHABITED).

WHEREAS, the Stanislaus County Local Agency Formation Commission by Resolution dated March 18, 1987, approved the proposed Emerald Avenue No. 2 Reorganization to the City of Modesto upon condition that it be processed as a reorganization pursuant to the provisions of the Government Code of the State of California, and designated said Reorganization the Emerald Avenue No. 2 Reorganization, and

WHEREAS, the Stanislaus County Local Agency Formation Commission by said resolution found that the territory included in the proposed Emerald Avenue No. 2 Reorganization is uninhabited territory, and

WHEREAS, the Stanislaus County Local Agency Formation Commission by said resolution ordered that said Reorganization consist of (a) the annexation of said territory to the City of Modesto; (b) the detachment of said territory from the Woodland Avenue Fire Protection District; and (c) the annexation of said territory to the Modesto Municipal Sewer District No. 1, and

WHEREAS, the Stanislaus County Local Agency Formation Commission by said resolution ordered that all of the Modesto Irrigation District Lateral No. 5 right-of-way east of the proposal be included, and

WHEREAS, the Stanislaus County Local Agency Formation Commission on March 18, 1987, ordered that a Negative Declaration be filed as to the environmental impact of the subject Reorganization, and

WHEREAS, the Stanislaus County Local Agency Formation Commission by said resolution designated, pursuant to Section 56852 of the Government Code of the State of California, the City of Modesto as the conducting authority to initiate reorganization proceedings for said Reorganization, and

WHEREAS, the reasons for this annexation are as follows:

In order to make the full range of City services available to serve the proposed development in the area, and

WHEREAS, the regular county assessment roll is utilized by the City of Modesto, and

WHEREAS, the City Clerk has given notice to all persons legally entitled thereto, in the manner required by law, and

WHEREAS, the 8th day of December, 1987, at the hour of 7:30 p.m. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, was set as the date, time and place for hearing protests against said reorganization, and

WHEREAS, said public hearing was held on December 8, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, County of Stanislaus, State of California, and the Council of the City of Modesto did hear and pass upon all protests made to the proposed reorganization,

WHEREAS, written protests have been filed and not withdrawn by owners of land who own less than fifty (50%) percent of the total assessed value of land within the affected territory prior to said hearing, and

WHEREAS, after the close of said public hearing this matter was continued to December 22, 1987, at 7:30 p.m. in the City Council Chambers, City Hall, 801 11th Street, Modesto, for deliberation,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

1. That all of the Modesto Irrigation District Lateral No. 5 right-of-way east of the proposal is included in the Reorganization as requested by said LAFCO resolution.

2. All requirements of the Cortese/Knox Local Government Reorganization Act of 1985 have been complied with.

3. That the area or territory designated as the Emerald Avenue No. 2 Reorganization is more particularly described on Exhibit A attached hereto and made a part hereof by reference as though set forth in full herein.

4. Said territory is hereby annexed to and made a part of the City of Modesto.

5. Said territory is hereby detached from the Woodland Avenue Fire Protection District.

6. Said territory is hereby annexed to the Modesto Municipal Sewer District No. 1. Said territory shall be subject to the authorized or existing bonded indebtedness of the Sewer district.

BE IT FURTHER RESOLVED that the City Clerk of the City of Modesto is hereby directed to immediately make, under the seal of said City of Modesto, a certified copy of this resolution, stating the date of its passage and to obtain such further documentation as is required by law. The City Clerk is further directed to transmit the aforesaid documents to the Executive Officer of the Stanislaus County Local Agency Formation Commission together with payment of applicable fees required by Section 54902.5 of the California Government Code.

BE IT FURTHER RESOLVED that pursuant to Section 57202 of the California Government Code, this Reorganization shall be effective on the date of execution of the certificate of completion by the Executive Officer of the Stanislaus County Local Agency Formation Commission.

BE IT FURTHER RESOLVED that the negative declaration as to the environmental impact of this Reorganization has been reviewed and considered.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of December, 1987, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Irizarry, Lang, McGrath, Muratore, Patterson, Sutton, Mayor Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, City Attorney

APPROVED AS TO DESCRIPTION:

By
Engineering Services

Situated in the County of Stanislaus, State of California, being a portion of Lot 12, of the Spencer Colony, in Section 31, T. 3 S., R. 9 E., M.D.M. as shown in Volume 2 of Maps at Page 3, more particularly described as follows:

Beginning at the interior quarter corner of Section 31, T. 3 S., R. 9 E., M.D.M., said point also being the intersection point of California Avenue and Emerald Avenue, thence N. 0°11'30"W. a distance of 1,071.71 feet along the quarter line of Section 31, said line being parallel to the center line of Emerald Avenue; thence N.76°53'56"W. a distance of 30.63 feet to the Southwest Corner of the annexation area, herein being described, said point being the true point of beginning for this description; thence N.0°11'30"W. a distance of 465.76 feet along the former West Right-of-way line of Emerald Avenue to the N.W. corner of the annexation area herein being described; thence S.89°45'22"E. a distance of 845.82 feet along the existing city limit line to a point lying on the center line of M.I.D. Lateral No. 5; thence N.3°15'53"W., 364.09 feet along the center line of M.I.D. Lateral No. 5, said line also being the existing city limit line; thence continuing along the center line of M.I.D. Lateral No. 5 on a tangent curve concave to the Northeast having a radius of 370.00 feet, a central angle of 30°16', and a curve distance of 195.45 feet as per unrecorded Ruth-Going parcel map referred to on 17-PM-31; thence N.26°58'44"E. a distance of 341.51 feet along the center line of M.I.D. Lateral No. 5 to a point of the center-line of M.I.D. Lateral No. 5, said point being the Southwest Corner of the Tuttle Addition, Ordinance No. 427-C.S.; thence N.88°40'00"E. a distance of 56.79 feet along the south line of the Tuttle Addition, said line being the city limit line, to a point lying on the East Right-of-way line of M.I.D. Lateral No.5; thence S.26°58'44"W. along the East Right-of-way line of M.I.D. Lateral No. 5 a distance of 368.45 feet; thence continuing along the East Right-of-way line of M.I.D. Lateral No. 5 on a tangent curve concave to the Southeast having a radius of 320 feet, a central angle of 30°16' and a curve distance of 169.04 feet; thence continuing along the East Right-of-way line of M.I.D. Lateral No. 5 S.3°15'53"E. a distance of 954.03 feet; thence continuing along the East Right-of-way line of M.I.D. Lateral No. 5 on a tangent curve concave to the Southwest having a radius of 342 feet, a central angle of 33° 53'36" and a curve distance of 202.31 feet to a point on the East Right-of-way of M.I.D. Lateral No. 5, said point also lying on the North boundary of the Spencer Addition, Ordinance No. 539-C.S.; thence S.89°56'52"W. a distance of 121.58 feet along the existing city limit line, said line being the North line of the Spencer Addition to a point on the West Right-of-way line of M.I.D. Lateral No. 5, thence N.34°36'52"E. a distance of 40.84 feet along the West Right-of-way of M.I.D. Lateral No. 5, said line being the Easterly boundary of the Emerald Gardens Addition, Ordinance No. 499-C.S.; thence con-

Approved as to description

DN ...

BY ...

Exhibit "A"

tinuing along the West Right-of-way line of M.I.D. Lateral No. 5 on a tangent curve concave to the Northwest having a radius of 242 feet, a central angle of 24°25'36" and a curve distance of 103.17 feet, to a point on the West Right-of-way line of M.I.D. Lateral No. 5, said point being the Northeast corner of the said Emerald Gardens Addition; thence N. 70°53' 56"W. a distance of 836.21 feet along the North line of the Emerald Gardens Addition, said line also being the South line of the Annexation Area herein being described, back to the Southwest corner of the Annexation Area herein being described, said point being the true point of beginning. The herein described Annexation Area contains 13.25 Acres more or less.

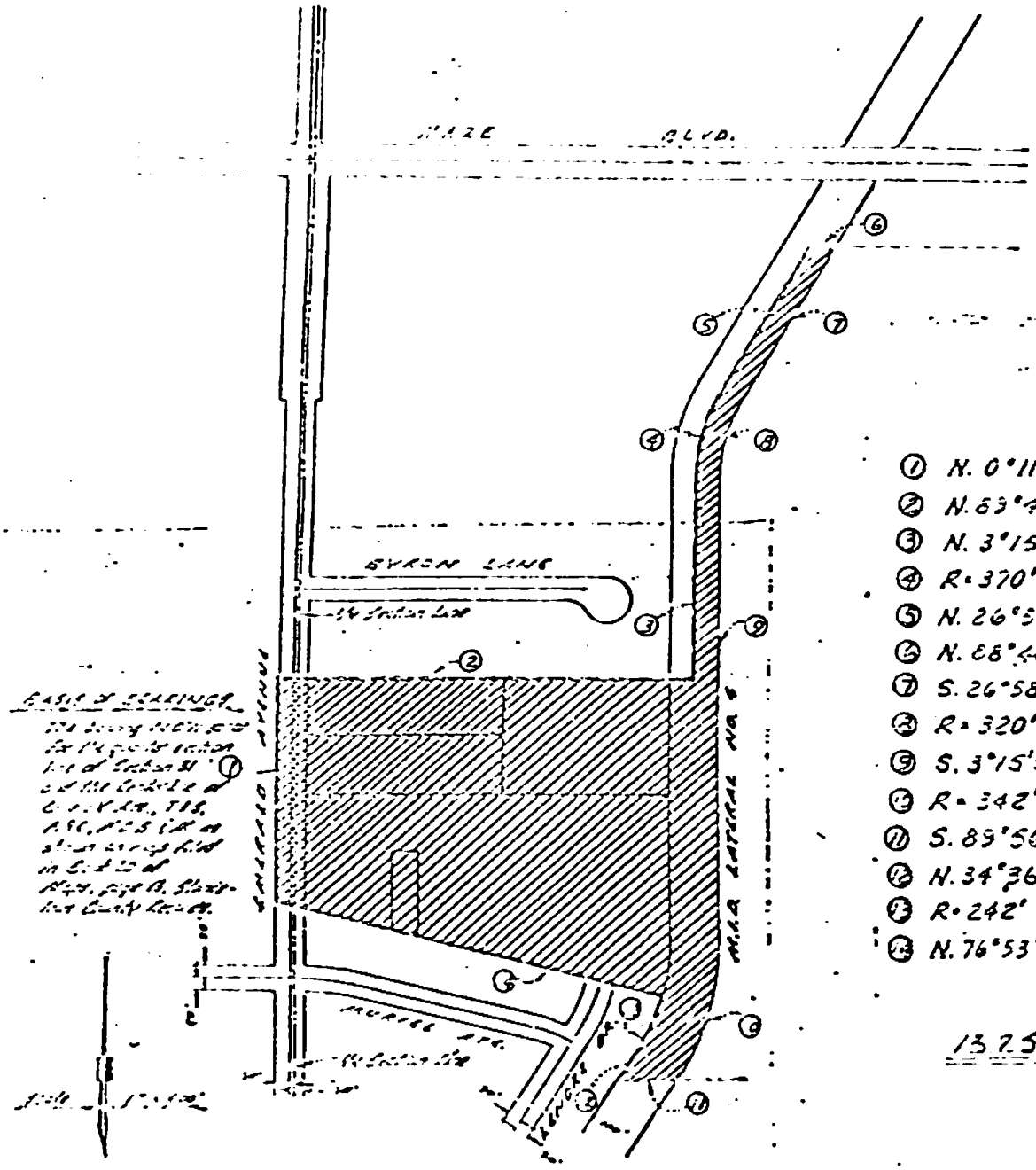
Approved as to description

N. Mar. 3. 1977

[illegible]

# EMERALD AVENUE NO. 2 REORGANIZATION

## TO THE CITY OF MODESTO




| | | |
|---|---|---|
| ① | N. 0°11'30"W. | 465.76' |
| ② | N. 69°45'53"W. | 845.82' |
| ③ | N. 3°15'55"W. | 364.09' |
| ④ | R=370' Δ=30°16' | L=195.45' |
| ⑤ | N. 26°58'44" | 341.51' |
| ⑥ | N. 68°40'E. | 56.79' |
| ⑦ | S. 26°58'44"W. | 368.45' |
| ⑧ | R=320' Δ=30°16' | L=169.04' |
| ⑨ | S. 3°15'55"E. | 954.03' |
| ⑩ | R=342' Δ=33°55'36" | L=202.31' |
| ⑪ | S. 89°56'52"W | 121.58 |
| ⑫ | N. 34°36'52"E. | 40.84' |
| ⑬ | R=242' Δ=24°25'36" | L=103.17' |
| ⑭ | N. 76°53'56"W. | 836.21' |

13.75 ACRES

Prepared by Description

ON Nov-3-1987

BY [illegible]

..... - EXISTING CITY LIMITS LINE

..... - PROPOSED CITY LIMITS LINE

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1271

A RESOLUTION REQUESTING REVIEW OF THE MODESTO SPHERE OF INFLUENCE BY THE STANISLAUS COUNTY LOCAL AGENCY FORMATION COMMISSION (LAFCO) IN 1988.

WHEREAS, in 1984 the Stanislaus County Local Agency Formation Commission (LAFCO) adopted the spheres of influence for all the cities in Stanislaus County and has been reviewing spheres of influence of two cities every year since 1984, and

WHEREAS, in February 1988 the Stanislaus County Local Agency Formation Commission will consider whether to review the LAFCO sphere of influence for the cities of Modesto and Waterford, and

WHEREAS, the Director of Planning and Community Development by a memorandum dated December 10, 1987, recommended to the City Manager that the Stanislaus County Local Agency Formation Commission be requested to review the Modesto Sphere of Influence for the reasons stated in said memorandum and quoted as follows:

1. The City of Modesto amended the Circulation Element of its General Plan in 1986, and Stanislaus County has completed a major update of its General Plan. The Modesto Sphere of Influence should be reviewed in light of these new circumstances.

2. Stanislaus County has approved many development proposals in the Modesto Sphere of Influence since 1984. These approvals appear to be in conflict with the LAFCO objectives and policies adopted for the Modesto Sphere of Influence, attached Exhibit 2. For instance, one LAFCO objective is to encourage cooperative planning efforts between the County, the City, and special districts and proper implementation of those agencies' respective plans, (general objective 3, p. 1). Another objective is to encourage orderly growth, (general objective 2, p. 1).

The majority of development approvals by the County in the Modesto Sphere of Influence is located in the tier of neighborhoods to be served by a future expansion of the North Trunk. The development of this area may be consistent with the Stanislaus County General Plan adopted in 1987 but is inconsistent with the Modesto General Plan.

The Modesto General Plan Urban Reserve should not be developed until sanitary sewer trunks are extended and the General Plan amended to designate urban uses. This has not occurred and therefore County development of the North Trunk area appears in conflict with LAFCO policies.

LAFCO designates the North Trunk area as a secondary area of influence which is the territory which can reasonably be provided with all urban services the City is now providing or authorized to provide within the next twenty years. There is also a primary sphere of influence designating the territory which can be reasonably provided with all the services the City is now providing or authorized to provide either immediately or within the next ten years. The two different areas of influence establishes a time frame when annexation and development should occur. Annexation and development should occur within the primary area of influence before the secondary area of influence. This should be the case regardless of whether development is approved by the City or County.

A specific LAFCO policy states that LAFCO will request the County Board of Supervisors to not approve development proposals within the City's primary influence and recommend to the applicants to annex their property to the City and develop it under the City's jurisdiction, (specific policy 6a and b, page 2). It doesn't make sense to discourage development and annexation in the primary area of influence and permit development in the secondary area of influence.

3. The primary sphere of influence should be modified to include the Beard and Gallo areas and the Airport District south of Yosemite Boulevard. City sewer is available to these areas and all other urban services can be provided immediately or within the next ten years.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Modesto that the Stanislaus County Local Agency Formation Commission is hereby requested to review the Modesto Sphere of Influence for the reasons stated above.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of December, 1987, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Irizarry, Lang, McGrath, Muratore, Patterson, Sutton, Mayor Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, City Attorney

EXHIBIT 2

# STATEMENT OF OBJECTIVES AND POLICIES FOR THE ESTABLISHMENT OF A SPHERE OF INFLUENCE FOR THE CITY OF MODESTO

This statement of objectives and policies shall constitute a guideline for reviewing proposed annexations to the City of Modesto. The action of this Commission shall be based upon evidence presented at public hearings.

## Definitions

Sphere of Influence. A plan for the probable ultimate physical boundaries and service areas of the City.

Primary Area of Influence. That territory which can be reasonably provided with all the services the City is now providing, or authorized to provide either immediately or within the next ten years.

Secondary Area of Influence. That territory which can reasonably be provided with all the services the City is not providing or authorized to provide within the next twenty years. Lands within this designation may be under non-protested and protest-not-upheld Williamson Act contracts.

## General Objectives

In establishing this sphere of influence and accompanying areas it is this LAFCO's intent to achieve the following objectives:

1. To encourage the orderly development and formation of local governmental agencies.

2. To encourage orderly growth.

3. To encourage cooperative planning efforts between the County, the City, and special districts and the proper implementation of those agencies respective plans.

4. To assist property owner to plan comprehensively for the future use of their land.

5. To encourage the timely provision of essential public services including but not limited to, sewer, water, police protection, and fire protection.

6. To encourage the conservation of agricultural lands.

## General Policies Regarding the Sphere of Influence

1. As a general policy, cities, as opposed to special districts, should be the provider of urban services because of their substantially broader sources of revenue, and due to their responsibility to provide services and controls to citizens within their boundaries, including land use planning and controls. Consequently, territory within a city's sphere of influence should look to the city for the provision of urban services and controls.

2. Two cities should not have the same territory within their spheres of influence.

3. A city may have territory within its sphere of influence which is also presently within the boundaries of a special district; however, under most circumstances, a special district should not have territory within its sphere of influence which is presently within a city, unless the district is a subsidiary of a city, or unless the city does not provide the service provided by the special district. Where cities and special district spheres of influence interface or overlap, the district's sphere of influence will give way to that of the city and in some cases a district will have a diminishing sphere of influence as urbanization and city annexation are projected. Regional or county-wide special districts could have territory within their spheres of influence which was also within a city.

## Specific Policies Regarding the Modesto Sphere of Influence

1. LAFCO will encourage agencies to develop orderly annexation or detachment programs by encouraging agencies to plan for urban development within the sphere of influence.

2. All land inside the City's primary area of influence are urbanizing areas and may be subject to annexation. No independent special district should be formed within the City's primary area of influence, nor should territory within this area be annexed to a special district in order to obtain urban services.

3. Where all of a special district or a substantial portion of a special district is within the City's primary area of influence, the City will be encouraged to develop annexation policies which will anticipate the total inclusion of the district's territory rather than a portion so as not to impose an unbearable tax burden upon the citizens within the balance of the district's territory.

4. Annexation proposals within the secondary area of influence will be discouraged. However, if annexation of an area is timely, LAFCO will review the transfer of said area from secondary to primary area of influence, at the City's request. No independent special district should be formed within the City's secondary area of influence, nor should territory within this area be annexed to a special district in order to obtain urban services.

5. All islands of unincorporated territory located within the boundaries of the City shall be considered to be in the City's primary zone of influence.

6. Sphere of influence zones identify areas for intensive planning coordination.

   a. Recognizing that the Board of Supervisors must consider development and rezoning proposals on a case by case basis, LAFCO will request the County Board of Supervisors to:

      (1) Not approve proposed subdivisions, rezoning applications, and major development proposals which are within a City's primary of influence; and

      (2) To recommend to applicants in the above cases that they annex their property to the City and develop it under the City's jurisdiction.

   b. LAFCO will request the County Board of Supervisors to refer all proposed subdivisions, rezonings, and development projects located within a City's sphere of influence to the City for comment.

7. LAFCO will uphold the City's protest of Williamson Act contracts within the City's sphere of influence.

8. LAFCO will not uphold the City's protest of Williamson Act contracts outside the sphere of influence.

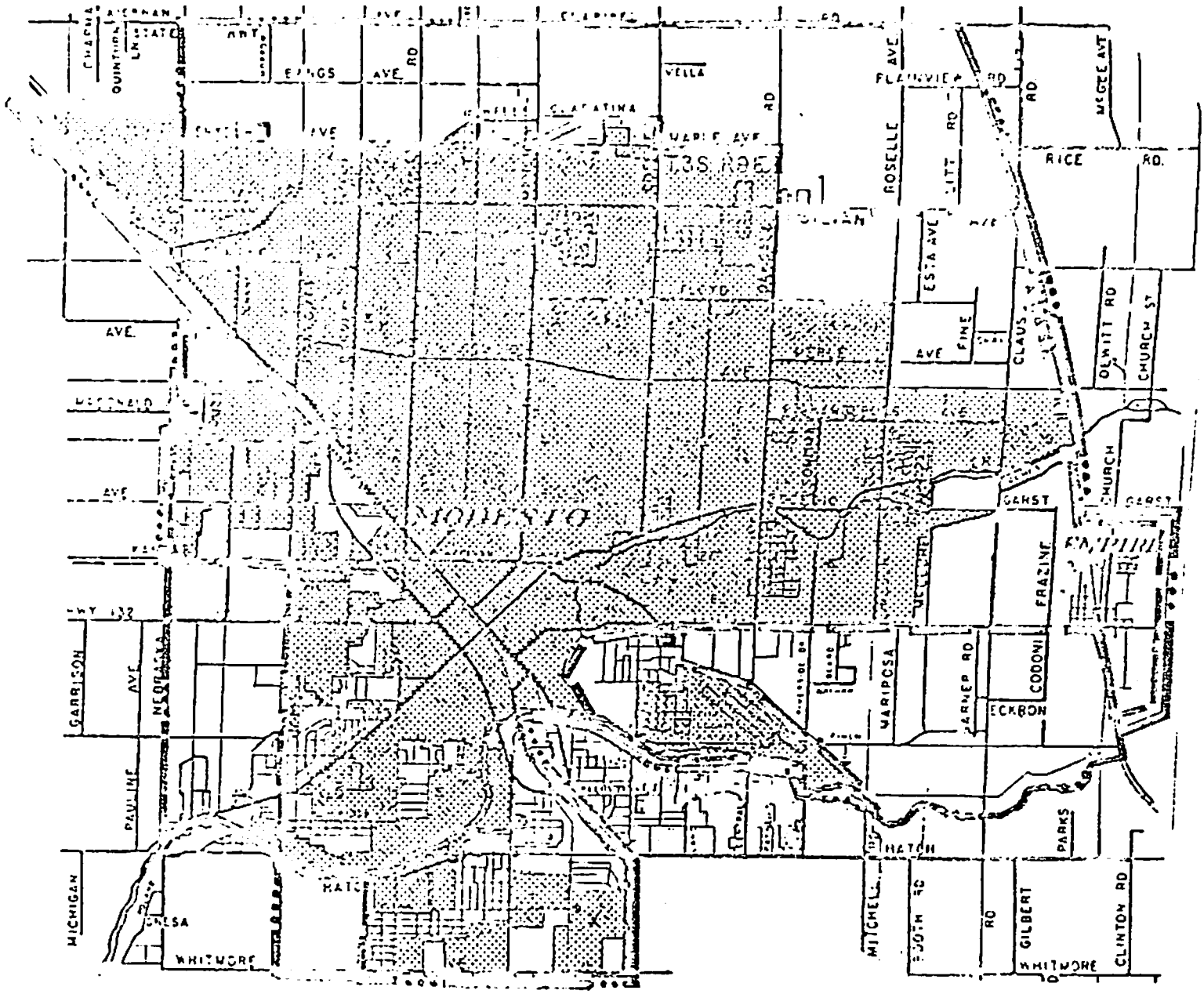
9. As the City of Modesto amends its General Plan, LAFCO will review the sphere of influence for its relevance, at the City's request.

10. Areas which have been zoned for industrial uses, served by City of Modesto sewers and developed or committed to industrial development for at least ten years are considered to be in the secondary area of influence.

EXHIBIT 3.1

# CITY OF MODESTO

## SPHERE OF INFLUENCE




PRIMARY AREA OF INFLUENCE

SPHERE OF INFLUENCE

STANISLAUS LAFCO STUDY

WPM PLANNING TEAM, INC.

NOVEMBER 1984

APRIL 16, 1986

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1272

A RESOLUTION ORDERING THE HOUSER LANE NO. 4 REORGANIZATION TO THE CITY OF MODESTO (UNINHABITED).

WHEREAS, the Stanislaus County Local Agency Formation Commission by Resolution dated November 4, 1987, approved the proposed Houser Lane No. 4 Reorganization to the City of Modesto upon condition that it be processed as a reorganization pursuant to the provisions of the Government Code of the State of California, and designated said Reorganization the Houser Lane No. 4 Reorganization, and

WHEREAS, the Stanislaus County Local Agency Formation Commission by said resolution found that the territory included in the proposed Houser Lane No. 4 Reorganization is uninhabited territory, and

WHEREAS, the Stanislaus County Local Agency Formation Commission by said resolution ordered that said Reorganization consist of (a) the annexation of said territory to the City of Modesto; (b) the detachment of said territory from the Burbank-Paradise Fire Protection District; and (c) the annexation of said territory to the Modesto Municipal Sewer District No. 1, and

WHEREAS, the Stanislaus County Local Agency Formation Commission on November 4, 1987, ordered that a Negative Declaration be filed as to the environmental impact of the subject Reorganization, and

WHEREAS, the Stanislaus County Local Agency Formation Commission by said resolution designated, pursuant to Section 56852 of the Government Code of the State of California, the City of Modesto as the conducting authority to initiate reorganization proceedings for said Reorganization, and

WHEREAS, the reasons for this annexation are as follows:

In order to make the full range of City services available to serve the proposed development in the area, and

WHEREAS, the regular county assessment roll is utilized by the City of Modesto, and

WHEREAS, the City Clerk has given notice to all persons legally entitled thereto, in the manner required by law, and

WHEREAS, the 22nd day of December, 1987, at the hour of 7:30 p.m. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, was set as the date, time and place for hearing protests against said reorganization, and

WHEREAS, said public hearing was held on December 22, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, County of Stanislaus, State of California, and the Council of the City of Modesto did hear and pass upon all protests made to the proposed reorganization,

WHEREAS, protests were not filed by owners of land who own less than fifty (50%) percent of the total assessed value of land within the affected territory prior to said hearing, and

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

1. All requirements of the Cortese/Knox Local Government Reorganization Act of 1985 have been complied with.

2. That the area or territory designated as the Houser Lane No. 4. Reorganization is more particularly described on Exhibit A attached hereto and made a part hereof by reference as though set forth in full herein.

3. Said territory is hereby annexed to and made a part of the City of Modesto.

4. Said territory is hereby detached from the Burbank-Paradise Fire Protection District.

5. Said territory is hereby annexed to the Modesto Municipal Sewer District No. 1. Said territory shall be subject to the authorized or existing bonded indebtedness of the Sewer district.

BE IT FURTHER RESOLVED that the City Clerk of the City of Modesto is hereby directed to immediately make, under the seal of said City of Modesto, a certified copy of this resolution, stating the date of its passage and to obtain such further documentation as is required by law. The City Clerk is further directed to transmit the aforesaid documents to the Executive Officer of the Stanislaus County Local Agency Formation Commission together with payment of applicable fees required by Section 54902.5 of the California Government Code.

BE IT FURTHER RESOLVED that pursuant to Section 57202 of the California Government Code, this Reorganization shall be effective on the date of execution of the certificate of completion by the Executive Officer of the Stanislaus County Local Agency Formation Commission.

BE IT FURTHER RESOLVED that the negative declaration as to the environmental impact of this Reorganization has been reviewed and considered.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of December, 1987, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Irizarry, Lang, McGrath, Muratore, Patterson, Sutton, Mayor Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, City Attorney

APPROVED AS TO DESCRIPTION:

By
Engineering Services

EXHIBIT "A"

HOUSER LANE NO. 4 REORGANIZATION

TO THE CITY OF MODESTO

All that certain real property situate in a portion of the southwest quarter of Section 31, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, in the County of Stanislaus, State of California, being more particularly described as follows:

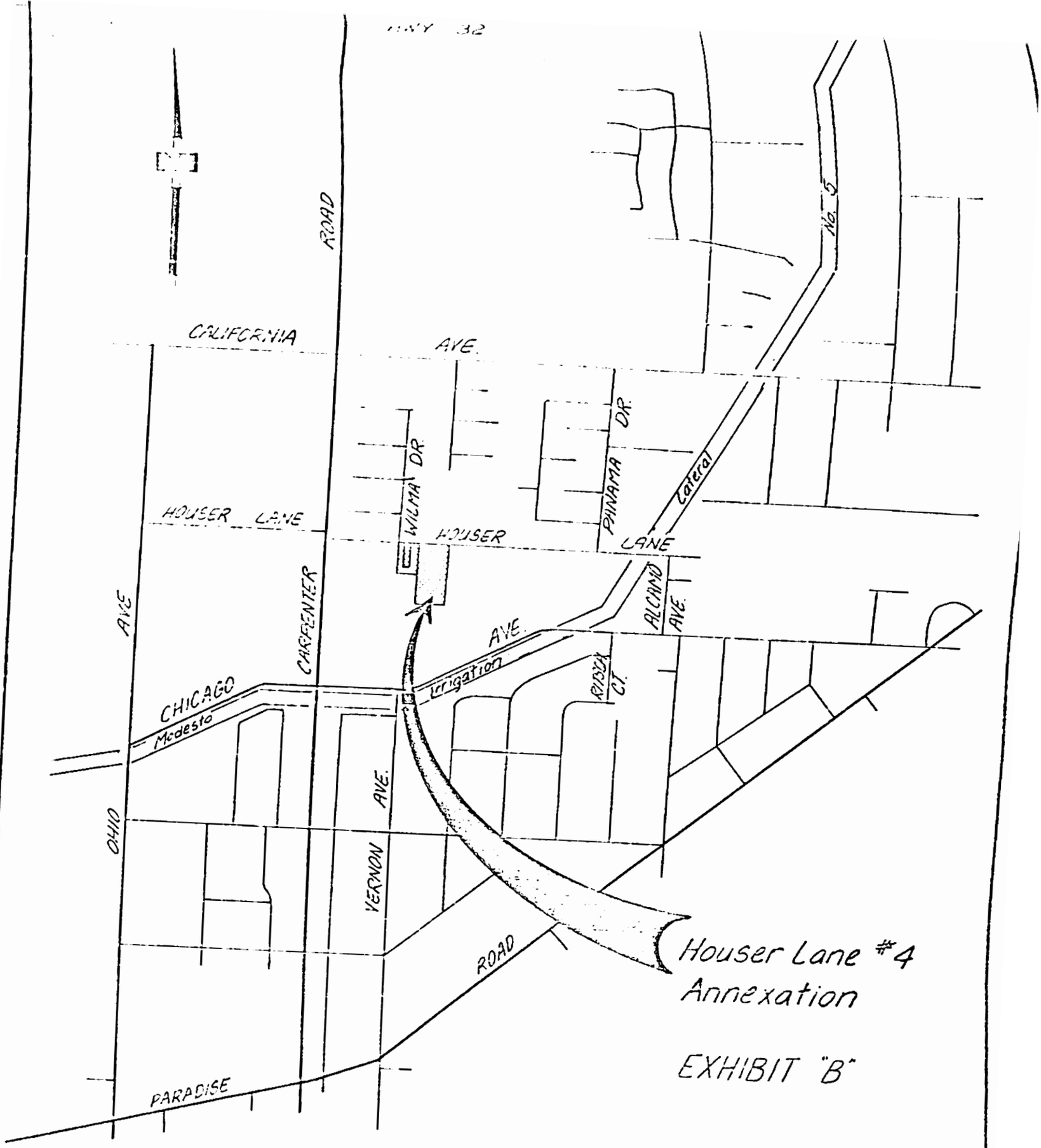
BEGINNING at a point on the existing city limits as established by the northwest corner of the CHICAGO AVENUE NO. 2 ANNEXATION to the City of Modesto; thence along said city limit line, South 89° 59'06" East 279.84 feet to the southeast corner of the property conveyed to Raymond L. Azevedo and Dorothy L. Azevedo, husband and wife, by Grant Deed recorded in Book 3606 of Official Records, page 263, Stanislaus County Records; thence leaving said city limits line, along the easterly line of said Azevedo property, North 0° 07'43" West 544.63 feet to a point on the existing city limits as established by the southerly line of the HOUSER LANE NO. 3 REORGANIZATION, said point also being on the southerly line of Houser Lane; thence along said city limits line North 89°59'06" West 479.84 feet to a point on an easterly line of the CARPENTER-HOUSER ADDITION to the City of Modesto; thence along said city limit line South 0° 07'43" East 268.63 feet; thence continue along said city limit line South 89° 56'06" East 200.00 feet to a point on the westerly line of aforesaid Azevedo property; thence continue on said city limit line and said westerly line of said Azevedo property South 0° 07'43" East 276.00 feet to the point of beginning.

containing 4.732 acres of land, more or less

Approved as to Form

ON [illegible]

BY [illegible]




NOLTE and ASSOCIATES

Houser Lane #4
Annexation

DATE

SCALE N.T.S.

JOB NO

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1273

A RESOLUTION GRANTING IN PART THE APPEAL FILED BY ANDY STEWART TO THE DECISION OF THE BOARD OF ZONING ADJUSTMENT RELATING TO A CONDITIONAL USE PERMIT IN THE R-1 ZONE AND TO CERTAIN CONDITIONS IMPOSED BY THE BOARD OF ZONING ADJUSTMENT TO ALLOW A PARKING AREA AND STORAGE BUILDING ADDITION TO A TIRE AND AUTOMOBILE SERVICE CENTER ON THE NORTH SIDE OF ROSEBURG AVENUE, WEST OF McHENRY AVENUE.

WHEREAS, an application for a conditional use permit in the R-1 Zone to allow an additional parking area and storage building addition to a tire and automobile service center on the north side of Roseburg Avenue, West of McHenry Avenue, was filed by Andy Stewart on October 15, 1987, and

WHEREAS, Sections 10-1.202(a) and 10-2.2503 of the Modesto Municipal Code authorize the Board of Zoning Adjustment to grant conditional use permits and amendments thereto, and

WHEREAS, a public hearing was held by the Board of Zoning Adjustment on November 19, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, at which hearing evidence, both oral and documentary, was received and considered, and

WHEREAS, after holding said public hearing, the Board of Zoning Adjustment adopted Resolution No. 1333 on November 19, 1987, granting a conditional use permit for a parking area and storage building addition, subject to the conditions contained in said Board of Zoning Adjustment Resolution.

and

WHEREAS, an appeal to the decision of the Board of Zoning Adjustment was filed with the City Council of the City of Modesto by Dennis E. Wilson of Mid-Valley Engineering, on behalf of Andy Stewart, by a letter dated

November 25, 1987, to appeal certain aspects of the plot plan approval and certain conditions imposed by the Board of Zoning Adjustment,

and

WHEREAS, said appeal was set for hearing before the City Council of the City of Modesto in the Council Chambers, City Hall, 801 11th Street, Modesto, California, at 7:30 p.m., on December 22, 1987, and

WHEREAS, said hearing was held at 7:30 p.m. on December 22, 1987 and evidence, both oral and documentary, was presented and considered, and

WHEREAS, after said public hearing, the City Council of the City of Modesto found and determined as follows:

1. That as to the part of Condition No. 2 imposed by the Board of Zoning Adjustment in its Resolution No. 1333 requiring that the McHenry Avenue driveway be deleted, the Council found and determined that the driveway on McHenry Avenue should be retained with a right turn only signage placed at said McHenry Avenue driveway, and

2. That as to a part of Condition No. 2 imposed by the Board of Zoning Adjustment in its Resolution No. 1333, the Council found and determined that the plot plan adopted by the Board of Zoning Adjustment in its Resolution No. 1333, requiring elimination of the mid-driveway on Roseburg Avenue and the elimination of four (4) tandem parking spaces along the Northeast property line, should be affirmed, and the appeal should be denied in those respects, and

3. That as to Condition No. 4 imposed by the Board of Zoning Adjustment in its Resolution No. 1333 requiring an eight-foot decorative masonry wall along the entire west property line to within 15 feet of the Roseburg Avenue right-of-way line, and, as to the setback for off-street

parking, the Council found and determined that the required setback from Roseburg Avenue should be 10 feet, and

WHEREAS, the Council of the City of Modesto certifies it has received and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the proposed project.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the appeal of Dennis E. Wilson of Mid-Valley Engineering, on behalf of Andy Stewart, is hereby granted, in accordance with the following conditions:

1. All development shall conform to the plot plan and floor plans titled "Firestone Tire & Automobile Service Center" as amended in red, stamped approved by the City Council on December 22, 1987.

2. Prior to issuance of a building permit, the applicant shall submit a set of revised plot plans showing all changes required by the Board of Zoning Adjustment. All development shall conform to this revised plan as amended in red, stamped approved by the City Council on December 22, 1987.

3. Prior to the issuance of a building permit, a landscaping and irrigation plan shall be approved by the Director of Parks and Recreation. Screen landscaping shall be installed along the north and west property lines. Landscaping and the irrigation system shall be installed and maintained in accordance with the approved plan.

4. Fences or walls shall be constructed prior to occupancy of the west parking area and shall be as follows:

   Eight-foot decorative masonry wall along the entire west property line to within 10 feet of the Roseburg Avenue right-of-way line.

5. All landscaping, fences, and walls shall be maintained and the premises shall be kept free of weeds, trash, and other debris.

6. Drainage shall be provided as required by the Director of Engineering Services.

7. All outdoor lighting shall be shielded from adjacent residential properties as required by the Director of Engineering Services.

8. Trash bins shall be kept in enclosures in accordance with the approved plan, and shall be constructed of building materials consistent with those used in the major buildings as approved by the Director of Planning and Community Development.

9. Any business may be open to the public only between the hours of 7 a.m. and 10 p.m. seven days a week, unless a use permit for each business seeking additional hours is obtained from the Board of Zoning Adjustment.

10. No operations conducted on the premises shall cause an unreasonable amount of noise, odor, dust, mud, smoke, vibration, or electrical interference detectable off the premises. All machinery or equipment shall be soundproofed as required by the Director of Engineering Services.

11. The parking area on the west side of the building may not be used for outside storage of any type of material.

12. All signs shall comply with the sign requirements of the C-2 Zone.

13. Prior to issuance of a building permit, the developer shall pay the City of Modesto the cost of planting street trees along the Roseburg Avenue frontages. The number shall be as determined by the Director of Engineering Services.

14. All new curbcuts serving two-way driveways shall be 41 feet in width.

15. A sign providing for Right Turn Only shall be posted at the McHenry Avenue Driveway.

16. The applicant shall record a "Notice of Conditions" in the Stanislaus County Recorder's Office on a form available in the Planning and Community Development Department.

BE IT FURTHER RESOLVED that all other provisions and conditions of the above-referred to Board of Zoning Resolution No. 1333 shall remain in full force and effect for the reasons set forth above and that in those respects,

the decision of the Board of Zoning Adjustment be and is hereby affirmed.

BE IT FURTHER RESOLVED by the Council of the City of Modesto that the Secretary of the Board of Zoning Adjustment is directed to file with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the proposed conditional use permit.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of December, 1987, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Lang, McGrath, Muratore, Patterson, Sutton, Mayor Whiteside |
| NOES: | Councilmembers: | Irizarry |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1274

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR PLANNED DEVELOPMENT ZONE, P-D(442). (MICHAEL & VICTORIA MASELLIS)

WHEREAS, a verified application for an amendment to Section 24-3-9 of the Zoning Map was filed by Michael & Victoria Masellis on September 14, 1987, to reclassify from Low Density Residential Zone, R-1, to Planned Development Zone, P-D, to allow a mini-storage facility, property located on the northwest corner of Claus Road and East Orangeburg Avenue, described as follows:

> All that certain real property situate in a portion of the northeast quarter of Section 24, Township 3, South, Range 9 East, Mount Diablo Base and Meridian, in the City of Modesto, County of Stanislaus, State of California, Being a portion of Lot 1 of the Idaho Colony Map, filed April 27, 1909, in Volume 4 of Maps, Page 21 Stanislaus County Records, described as follows:
>
> All of Parcel 4 as shown on that certain Parcel Map filed October 18, 1971, in Volume 12 of Parcel Maps, Page 91, Stanislaus County Records.
>
> Including also all of the West 50.00 feet of Claus Road and North 30.00 feet of East Orangeburg Avenue immediately adjacent to the above described property.

and

WHEREAS, after a public hearing held on November 16, 1987 and continued to November 30, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, it was found and determined by the Planning Commission, by its Resolution No. 87-195, that rezoning of the property as requested is required by public necessity, convenience and general welfare for the following reasons:

1. The proposed P-D zone replaces an existing legal non-conforming use.

2. The proposed P-D zone creates a compatible land-use transition.

3. The proposed P-D zone provides a low traffic generator with access only onto Orangeburg Avenue.

and

WHEREAS, after a public hearing held on December 22, 1987, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of Michael & Victoria Masellis for a Planned Development Zone should be granted as consonant with public necessity, convenience and general welfare for the reasons set forth in Planning Commission Resolution No. 87-195 and quoted above, and

WHEREAS, the Council has introduced Ordinance No. 2567-C.S. on the 22nd day of December, 1987, reclassifying the above-described property from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(442).

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. DEVELOPMENT PLAN. The development plan for Planned Development Zone, P-D(442), is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan titled "Self Service Mini Storage Service Facility" as amended in red, stamped approved by the Planning Commission on November 30, 1987.

2. Prior to the issuance of a building permit, a landscaping and irrigation plan shall be approved by the Director of Parks and Recreation. Landscaping and the irrigation system shall be installed and maintained in accordance with the approved plan.

3. Fences or walls shall be constructed prior to occupancy and shall be as follows:

   Minimum eight-foot, maximum 14-foot decorative masonry walls on the north and west boundaries and minimum eight-foot, maximum ten-foot along the south and east frontages except the eight-foot iron gate on the Orangeburg Avenue frontage.

4. All landscaping, fences, and walls shall be maintained and the premises shall be kept free of weeds, trash, and other debris.

5. The developer shall dedicate street right-of-way required by the Director of Engineering Services to complete Orangeburg Avenue and Claus Road to collector street and 132-foot wide expressway standards, respectively. Said dedications shall be made prior to the issuance of a building permit or at any time requested by the Director of Engineering Services to alleviate a health, safety, or traffic problem in the area.

6. The Orangeburg Avenue and Claus Road frontages shall be improved to collector street and expressway standards, respectively, prior to the occupancy of any structures or when requested by the Director of Engineering Services to alleviate a health, safety, or traffic problem in the area.

7. Prior to issuance of a building permit, improvement plans for required improvements shall be prepared by a registered civil engineer and approved by the Director of Engineering Services. Improvements shall be constructed in accordance with the approved plans.

8. Prior to issuance of a building permit the developer shall dedicate public utility easements as required by the utility companies and the Director of Engineering Services.

9. Irrigation lines shall be removed, relocated, or protected as required by the Modesto Irrigation District and the Director of Engineering Services. Easements for irrigation lines to remain shall be dedicated.

10. Drainage shall be provided as required by the Director of Engineering Services.

11. All outdoor lighting shall be shielded from adjacent residential properties as required by the Director of Engineering Services.

12. Trash bins shall be kept in enclosures in accordance with the approved plan, and shall be constructed of building materials

consistent with those used in the major buildings as approved by the Director of Planning and Community Development.

13. That the mini-warehouse areas shall be used for storage only and no use of the buildings or grounds shall be made for shop work or for music rehearsal or performance or any other unauthorized purposes.

14. The mini-warehouse facility shall be open to the public only between the hours of 7 a.m. and 10 p.m. seven days a week, unless a use permit seeking additional hours is obtained from the Board of Zoning Adjustment.

15. No operations conducted on the premises shall cause an unreasonable amount of noise, odor, dust, mud, smoke, vibration, or electrical interference detectable off the premises. All machinery or equipment shall be soundproofed as required by the Director of Engineering Services.

16. No signs shall be permitted on the north and west face of the buildings or peripheral walls.

17. All signs shall comply with the sign requirements of the P-O Zone.

18. Prior to issuance of a building permit, the developer shall pay the City of Modesto the cost of planting minimum twenty-four inch box trees along the Claus Road and East Orangeburg Avenue frontages. The number shall be as determined by the Director of Engineering Services.

19. All curbcuts serving two-way driveways shall be 41 feet in width.

20. Prior to issuance of a building permit, the developer shall show on the plans submitted to Building Inspection all fire hydrants as required by the Fire Chief. All hydrants required by the Fire Chief shall be installed and operable prior to construction of any structures.

21. That storm drainage fees shall be paid as required by the Municipal Code for the Claus Road Storm Drainage District.

22. That the developer shall defend, indemnify, and hold harmless the City of Modesto or its agents, officers, and employees from any claim, action, or proceeding against the City of Modesto or its agents, officers, or employees to attack, set aside, void, or annul, an approval of the City of Modesto or its advisory agency, appeal board, or legislative body concerning a P-D

Zone, which action is brought within the time period provided for in Section 66499.37 of the Government Code of the State of California. The City of Modesto shall promptly notify the developer of any claim, action or proceedings and shall cooperate fully in the defense.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned Development Zone, P-D(442):

The entire construction program be accomplished in one phase, construction to begin on or before November 30, 1989, and completion to be not later than November 30, 1990.

SECTION 3. CHANGES IN DEVELOPMENT PLAN. Any changes in the above-approved development plan shall be made in accordance with the provisions of Section 10-2.1709 of the Modesto Municipal Code.

SECTION 4. COMPLIANCE WITH CODE PROVISIONS, ETC. In all other respects said planned development shall be accomplished in accordance with and in strict adherence to the provisions of Article 17 of Title X of the Modesto Municipal Code relating to Planned Development Zones and other applicable City laws, rules, regulations and procedures.

SECTION 5. EFFECTIVE DATE. This resolution shall not become effective unless and until the ordinance reclassifying the above-described property to Planned Development Zone, P-D(442), becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of December, 1987, by Councilmember Irizarry, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Irizarry, Lang, McGrath, Muratore, Patterson, Sutton, Mayor Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, City Attorney

APPROVED AS TO DESCRIPTION:

By
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1275

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION MAP 24-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON FROM R-1 TO P-D(442). (MICHAEL & VICTORIA MASELLIS)

WHEREAS, on December 22, 1987, the City Council introduced Ordinance No. 2567-C.S. giving approval to a project relating to an amendment to Section Map 24-3-9 of the Zoning Map of the City of Modesto to reclassify from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(442), property located on the northwest corner of Claus Road and East Orangeburg Avenue, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to an amendment to Section Map 24-3-9 of the Zoning Map of the City of Modesto to reclassify from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(442), property located on the northwest corner of Claus Road and East Orangeburg Avenue.



98CA

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of December, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Irizarry, Lang, McGrath, Muratore, Patterson, Sutton, Mayor Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney



98CA

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1276

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE REMOVAL OF UNDERGROUND TANKS AT VARIOUS LOCATIONS

BE IT HEREBY RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. The plans and specifications for the removal of underground tanks at various locations

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on January 26, 1988, at 11:00 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of December, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Irizarry, Lang, McGrath, Muratore, Patterson, Sutton, Mayor Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1277

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING ONE FOUR-WHEEL DRIVE TRACTOR AND ONE FOUR-WHEEL DRIVE LOADER

BE IT HEREBY RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. The plans and specifications for the purchase of one four-wheel drive tractor and one four-wheel drive loader copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on January 19, 1988, at 3:00 p.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of December, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Irizarry, Lang, McGrath, Muratore, Patterson, Sutton, Mayor Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1278

A RESOLUTION ACCEPTING THE BID OF DWIGHT LANG'S ENTERPRISES, INC. FOR THE IMPROVEMENTS TO FIRE STATION NO. 5 HEATING AND COOLING SYSTEM

WHEREAS, Resolution No. 87-551, adopted by the Council of the City of Modesto on July 7, 1987, approved the plans and specifications for the improvements to Fire Station No. 5 heating and cooling system and authorized the calling for bids; and

WHEREAS, the bids received for the improvements to Fire Station No. 5 heating and cooling system were opened at 11:10 a.m. on November 24, 1987, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of Dwight Lang's Enterprises, Inc. in the amount of $20,776 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Dwight Lang's Enterprises, Inc. in the amount of $20,776 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 December, 1987, by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Irizarry, Lang, Muratore, Patterson, Sutton, Mayor Whiteside |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | McGrath |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1279

A RESOLUTION ACCEPTING THE BID OF CALIFORNIA COPY FOR FURNISHING ONE COPY MACHINE

WHEREAS, Resolution No.87-1146 adopted by the Council of the City of Modesto on October 27, 1987, approved the plans and specifications for the purchase of one copy machine and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of one copy machine were opened at 3:00 p.m. on November 24, 1987, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of California Copy in the amount of $9,218.82 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of California Copy in the amount of $9,218.82 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 December, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Irizarry, Lang, McGrath, Muratore, Patterson, Sutton, Mayor Whiteside |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1280

A RESOLUTION ACCEPTING THE BID OF 3T EQUIPMENT COMPANY FOR FURNISHING CLOSED CIRCUIT TELEVISION EQUIPMENT

WHEREAS, Resolution No. 87-1129 adopted by the Council of the City of Modesto on October 20, 1987, approved the plans and specifications for the purchase of closed circuit television equipment and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of closed circuit television equipment were opened at 3:00 p.m. on November 17, 1987, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of 3T Equipment Company in the amount of $30,817.60 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of 3T Equipment Company in the amount of $30,817.60 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of December, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Irizarry, Lang, McGrath, Muratore, Patterson, Sutton, Mayor Whiteside |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1281

A RESOLUTION ACCEPTING THE BID OF KLOCKNER-MOELLER CORPORATION FOR FURNISHING ONE 600 VOLT MOTOR CONTROL CENTER

WHEREAS, Resolution No. 87-1190, adopted by the Council of the City of Modesto on November 10, 1987, approved the plans and specifications for the purchase of one 600 volt motor control center and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of one 600 volt motor control center were opened at 3:00 p.m. on December 1, 1987, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of Klockner-Moeller Corporation in the amount of $16,218 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Klockner-Moeller Corporation in the amount of $16,218 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 December, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Irizarry, Lang, McGrath, Muratore, Patterson, Sutton, Mayor Whiteside |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1282

A RESOLUTION ACCEPTING THE BID OF TDW CONSTRUCTION, INC. FOR THE DOWNTOWN WATERLINE STRENGTHENING PROJECT

WHEREAS, Resolution No. 87-1229 adopted by the Council of the City of Modesto on November 24, 1987, approved the plans and specifications for the downtown waterline strengthening project and authorized the calling for bids; and

WHEREAS, the bids received for the downtown waterline strengthening project were opened at 11:00 a.m. on December 8, 1987, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of TDW Construction, Inc. in the amount of $182,316.25 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of TDW Construction, Inc. in the amount of $182,316.25 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of December, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Irizarry, Lang, McGrath, Muratore, Patterson, Sutton, Mayor Whiteside |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1283

A RESOLUTION ACCEPTING THE CONSTRUCTION OF IMPROVEMENT DISTRICT NO. 27 AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering, that the construction of Improvement District No. 27

has been completed by Floyd Johnston Construction Co., Inc.
in accordance with the contract agreement dated May 12, 1987.

NOW, THEREFORE, BE IT RESOLVED that the construction of Improvement District No. 27

be accepted from said contractor, Floyd Johnston Construction Co., Inc; that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $516,335.10 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of December, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Irizarry, Lang, McGrath, Muratore, Patterson, Sutton, Mayor Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1284

A RESOLUTION ACCEPTING THE TERMINAL APRON RECONSTRUCTION AND T-HANGAR ACCESS ROAD AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering , that the terminal apron reconstruction and T-hangar access road

has been completed by Granite Construction

in accordance with the contract agreement dated October 28, 1986 .

NOW, THEREFORE, BE IT RESOLVED that the terminal apron reconstruction and T-hangar access road

be accepted from said contractor, Granite Construction ; that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $253,204.56 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of December, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Irizarry, Lang, McGrath, Muratore, Patterson, Sutton, Mayor Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1285

A RESOLUTION ACCEPTING THE RESURFACING OF THE 9TH STREET BRIDGE AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering , that the resurfacing of the 9th Street bridge

has been completed by Western Stone Products

in accordance with the contract agreement dated July 21, 1987 .

NOW, THEREFORE, BE IT RESOLVED that the resurfacing of the 9th Street bridge

be accepted from said contractor, Western Stone Products ; that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $259,648.26 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of December, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Irizarry, Lang, McGrath, Muratore, Patterson, Sutton, Mayor Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1286

A RESOLUTION ACCEPTING THE BRIDGE REPAIR ON CLAUS ROAD AT DRY CREEK AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering, that the bridge repair on Claus Road at Dry Creek

has been completed by Bill Mineni Construction

in accordance with the contract agreement dated November 3, 1987.

NOW, THEREFORE, BE IT RESOLVED that the bridge repair on Claus Road at Dry Creek

be accepted from said contractor, Bill Mineni Construction; that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $11,525 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of December, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Irizarry, Lang, McGrath, Muratore, Patterson, Sutton, Mayor Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1287

A RESOLUTION WAIVING FORMAL BID PROCEDURES AND AUTHORIZING THE PURCHASE OF LEVEE LEVELING SERVICES IN STORAGE POND NO. 2 AT THE SECONDARY TREATMENT FACILITY FROM VLACH LAND LEVELING

WHEREAS, the Utility Services Department is requesting the purchase of levee leveling services in Storage Pond No. 2 at the Secondary Treatment Facility; and

WHEREAS, since it is necessary to accomplish this work as soon as possible, informal bids were solicited from three vendors based on time, material and/or area, with Vlach Land Leveling being the low bidder.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the purchase of levee leveling services in Storage Pond No. 2 at the Secondary Treatment Facility, is hereby waived.

BE IT FURTHER RESOLVED that purchase of levee leveling services in Storage Pond No. 2 at the Secondary Treatment Facility from Vlach Land Leveling for $15,000 is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of December, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Irizarry, Lang, McGrath, Muratore, Patterson, Sutton, Mayor Whiteside |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1288

A RESOLUTION AUTHORIZING THE SALE OF SURPLUS, LOST, STOLEN, UNCLAIMED AND/OR SEIZED PROPERTY ACCUMULATED BY THE CITY OF MODESTO AT A PUBLIC AUCTION TO BE CONDUCTED BY ROGER ERNST ON JANUARY 9, 1988, LOCATED AT 824 KIERNAN AVENUE.

WHEREAS, the City of Modesto desires to sell City surplus property, and lost, stolen, unclaimed and/or seized property which has been accumulated by the City of Modesto Police Department, and

WHEREAS, Roger Ernst is planning an auction at a large facility located at 824 Kiernan Avenue on Saturday, January 9, 1988, selling property from numerous private agencies, and

WHEREAS, Roger Ernst is agreeable to include the City's surplus property at this auction, and

WHEREAS, it is desirable to authorize the sale of said surplus property at said proposed auction at this time to insure that there is adequate time to inform the public of the date, time and location of said auction, and

WHEREAS, a detailed list of the items to be sold at said auction, entitled "Surplus/Unclaimed Property Listing," is on file in the Office of the City Clerk.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it does hereby authorize the sale of City surplus property, and lost, stolen, unclaimed and/or seized property which has been accumulated by the City of Modesto Police Department and which is included on the "Surplus/Unclaimed Property Listing," which list is on file in the Office of the City Clerk.

BE IT FURTHER RESOLVED that said property is authorized to be included at a public auction to be conducted by Roger Ernst on January 9, 1988, at a large facility located at 824 Kiernan Avenue, subject to the execution of an agreement between the City of Modesto and Roger Ernst & Associates for auctioneering services.

BE IT FURTHER RESOLVED that at least five (5) days before the time fixed for the sale, the City Clerk shall cause notice thereof to be published in The Modesto Bee, the official newspaper of the City of Modesto. Said notice shall set forth the time and place of the sale and that the lists of the items to be offered for sale can be inspected 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 22nd day of December, 1987, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Irizarry, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Irizarry, Lang, McGrath, Muratore, Patterson, Sutton, Mayor Whiteside |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1289

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND ROGER ERNST AND ASSOCIATES FOR AUCTIONEERING SERVICES

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Rober Ernst and Associates for auctioneering services

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of December, 19 87, by Councilmember McGrath, who moved its adoption, which motion being duly seconded by Councilmember Irizarry, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Irizarry, Lang, McGrath, Muratore, Patterson, Sutton, Mayor Whiteside |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norraine Coyle
NORRAINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1290

A RESOLUTION AUTHORIZING THE DIRECTOR OF UTILITY SERVICES TO FILE ON BEHALF OF THE CITY OF MODESTO A RENEWAL APPLICATION AND TO PAY THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) PERMIT FEES REQUIRED BY THE REGIONAL WATER QUALITY CONTROL BOARD.

WHEREAS, the Regional Water Quality Control Board requires that the City renew its National Pollutant Discharge Elimination System (NPDES) every five (5) years, and

WHEREAS, the National Pollutant Discharge Elimination System (NPDES) permit regulates all wastewater discharges from the City's treatment facilities and was last renewed in 1983, and

WHEREAS, the filing fee for the National Pollutant Discharge Elimination System (NPDES) is Twenty Thousand and no/100ths ($20,000) Dollars, and

WHEREAS, the Council desires to authorize the Director of Utility Services to file on behalf of the City of Modesto a renewal application and to pay the National Pollutant Discharge Elimination System (NPDES) permit fees,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Utility Services is hereby authorized to sign on behalf of the City of Modesto the renewal application and to pay the applicable filing fees for the National Pollutant Discharge Elimination System (NPDES) permit, said fees being in the amount of Twenty Thousand and no/100ths ($20,000) Dollars.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of December, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Irizarry, Lang, McGrath, Muratore, Patterson, Sutton, Mayor Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1291

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND** FEDERAL AVIATION ADMINISTRATION TO LOCATE A TEMPORARY TOWER ON AIRPORT PROPERTY DURING CONSTRUCTION ON THE EXISTING TOWER

**BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and** Federal Aviation Administration to locate a temporary tower on Airport property during construction on the existing tower

**be, and it is hereby approved.**

**BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.**

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 22nd **day of** December, **19**87, **by Councilmember** Lang, **who moved its adoption, which motion being duly seconded by Councilmember** Muratore, **was upon roll call carried and the resolution adopted by the following vote:**

| | | |
|---|---|---|
| **AYES:** | **Councilmembers:** | Irizarry, Lang, McGrath, Muratore, Patterson, Sutton, Mayor Whiteside |
| **NOES:** | **Councilmembers:** | None |
| **ABSENT:** | **Councilmembers:** | None |

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1292

A RESOLUTION ACCEPTING IMPROVEMENTS IN COPPER CREEK SUBDIVISION AND AUTHORIZING RELEASE OF IRREVOCABLE COMMITMENT OF FUNDS

WHEREAS, Bright Development, subdividers of Copper Creek Subdivision have filed Irrevocable Commitment of Funds for faithful performance and labor and materials in the amount of $97,400.00 and $48,700.00 respectively to guarantee improvements in Copper Creek Subdivision and;

WHEREAS, the Director of Engineering in a memorandum dated December 9, 1987, indicates that all work required by the subdivision agreement has been completed to the satisfaction of the Engineering Department; and

WHEREAS, the Director of Engineering has indicated that it would be in order for the City Council to accept the improvements in said subdivision as complete and authorize the City Clerk to file notice of completion and release the Irrevocable Commitment of Funds upon expiration of the statutory period.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto:

1. The improvements in Copper Creek Subdivision are hereby accepted.
2. The City Clerk is hereby authorized to release the Irrevocable Commitment of Funds for faithful performance in the amount of $ 97,400.00 upon recordation of notice of completion.
3. The City Clerk is hereby authorized to release the Irrevocable Commitment of Funds for labor and materials in the amount of $48,700.00 upon expiration of the statutory period.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of December, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Irizarry, Lang, McGrath, Muratore, Patterson, Sutton, Mayor Whiteside |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1293

A RESOLUTION ESTABLISHING RENTAL FEES AND PRIORITIES FOR USE OF THE L. J. MADDUX YOUTH CENTER BUILDING, AND RESCINDING RESOLUTION NO. 83-71 (THREE-YEAR RENTAL RATE PROGRAM).

WHEREAS, the L. J. Maddux Youth Center building, located in the West Side Park, is owned by the City of Modesto, and

WHEREAS, said L. J. Maddux Youth Center is available for use by various organizations and groups in the community, and

WHEREAS, City staff has recommended a three-year rental rate program for increasing existing rental fees for use of said L. J. Maddux Youth Center, and

WHEREAS, the basis for the three-year rental rate program is to generate sufficient revenue to cover one hundred percent of all operating expenses at the end of said three year period, and

WHEREAS, the Council desires to increase said existing rental fees pursuant to said three-year rental rate program for use of said L. J. Maddux Youth Center, and

WHEREAS, the Council desires to establish priorities for use of said L. J. Maddux Youth Center,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

RESCINDED

1996-397

THIS RESOLUTION WAS RESCINDED BY MODESTO CITY COUNCIL RESOLUTION NO. _____

SECTION 1. RENTAL FEES. The three-year rental rate program fees to be charged for said L. J. Maddux Youth Center per hour, with a minimum of two hours per use, shall be as follows:

| | 1988 | 1989 | 1990 |
|---|---|---|---|
| A. Charges (minimum of two hours) Per hour | $18.00 | $22.00 | $26.00 |

Said fees are to cover the cost of having a recreation leader in attendance plus cleaning and utilities cost.

SECTION 2. PAYMENT OF RENTAL FEES. All rental fees set forth above shall be paid to the Director of Parks and Recreation; rental fees for uses on a recurring basis shall be paid in advance on or before the first day of each month; rental fees for one time uses shall be paid in advance of each use.

SECTION 3. PRIORITIES. The following schedule of priorities is hereby established to govern use of the L. J. Maddux Youth Center:

A. Activities conducted by Recreation Department

B. Youth groups

C. Adult organizations directly and primarily related to youth

D. Community, civic, and service organizations not directly and primarily related to youth.

SECTION 4. EFFECTIVE DATE. The provisions of this resolution shall become effective on January 1, 1988, except that the rental fees provided in Section 1 hereof for the years 1989 and 1990 shall not become effective until January 1, 1989, and January 1, 1990, respectively.

SECTION 5. REPEALS. Resolution No. 83-71 adopted by the Council on February 1, 1983, is hereby rescinded effective December 31, 1987.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of December, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Irizarry, Lang, McGrath, Muratore, Patterson, Sutton, Mayor Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1294

A RESOLUTION ESTABLISHING THREE-YEAR RENTAL RATE PROGRAM FEES FOR USE OF THE BOY SCOUT CLUBHOUSE, AND RESCINDING RESOLUTION NO. 83-70.

WHEREAS, the Boy Scout Clubhouse, located in Enslen Park, is owned by the City of Modesto, and

WHEREAS, said Boy Scout Clubhouse is available for use by various organizations and groups in the community, and

WHEREAS, City staff has recommended a three-year rental rate program for increasing existing rental fees for use of said Boy Scout Clubhouse, and

WHEREAS, the basis for the three-year rental rate program is to generate sufficient revenue to cover one hundred percent of all operating expenses at the end of said three year period, and

WHEREAS, the Council desires to increase pursuant to said three-year rental rate program for use of said Boy Scout Clubhouse,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. RENTAL FEES. The three-year rental rate program fees to be charged for said Boy Scout Clubhouse shall be as follows:

| | 1988 | 1989 | 1990 |
|---|---|---|---|
| A. Charges | | | |
| 1. Morning | $ 6.00 | $ 7.00 | $ 9.00 |
| 2. Afternoon | 6.00 | 7.00 | 9.00 |
| 3. Evening | 12.00 | 14.00 | 17.00 |
| 4. All day, plus evening | 18.00 | 22.00 | 26.00 |

RESCINDED

1996-397

THIS RESOLUTION WAS RESCINDED BY MODESTO CITY COUNCIL RESOLUTION NO._____

SECTION 2. PAYMENT OF RENTAL FEES. All rental fees set forth above shall be paid to the Director of Parks and Recreation; rental fees for uses on a recurring basis shall be paid in advance on or before the first day of each month; rental fees for one time uses shall be paid in advance of each use.

SECTION 3. EFFECTIVE DATE. The provisions of this resolution shall become effective on January 1, 1988, except that the rental fees provided in Section 1 hereof for the years 1989 and 1990 shall not become effective until January 1, 1989, and January 1, 1990, respectively.

SECTION 4. REPEALS. Resolution No. 83-70 adopted by the Council on February 1, 1983, is hereby rescinded effective December 31, 1987.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of December, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Irizarry, Lang, McGrath, Muratore, Patterson, Sutton, Mayor Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1295

1996-397
THIS RESOLUTION WAS RESCINDED BY MODESTO CITY COUNCIL RESOLUTION NO.

A RESOLUTION ESTABLISHING THREE-YEAR RENTAL RATE PROGRAM FEES FOR USE OF THE BEARD BROOK SHELTER, AND RESCINDING RESOLUTION NO. 83-69.

WHEREAS, the Beard Brook Shelter, located in Beard Brook Park, is owned by the City of Modesto, and

WHEREAS, said Beard Brook Shelter is available for use by various organizations and groups in the community, and

WHEREAS, City staff has recommended a three-year rental rate program for increasing existing rental fees for use of said Beard Brook Shelter, and

WHEREAS, the basis for the three-year rental rate program is to generate sufficient revenue to cover one hundred percent of all operating expenses at the end of said three year period, and

WHEREAS, the Council desires to increase said existing rental fees pursuant to said three-year rental rate program fo use of said Beard Brook Shelter,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. RENTAL FEES. The three-year rental rate program fees to be charged for use of said Beard Brook Shelter shall be as follows:

| | 1988 | 1989 | 1990 |
|---|---|---|---|
| A. Charges | | | |
| 1. Morning | $ 6.00 | $ 7.00 | $ 9.00 |
| 2. Afternoon | 6.00 | 7.00 | 9.00 |
| 3. Evening | 12.00 | 14.00 | 17.00 |
| 4. All day, plus evening | 18.00 | 22.00 | 26.00 |

SECTION 2. PAYMENT OF RENTAL FEES. All rental fees set forth above shall be paid to the Director of Parks and Recreation; rental fees for uses on a recurring basis shall be paid in advance on or before the first day of each month; rental fees for one time uses shall be paid in advance of each use.

SECTION 3. EFFECTIVE DATE. The provisions of this resolution shall become effective on January 1, 1988, except that the rental fees provided in Section 1 hereof for the years 1989 and 1990 shall not become effective until January 1, 1989, and January 1, 1990, respectively.

SECTION 4. REPEALS. Resolution No. 83-69 adopted by the Council on February 1, 1983, is hereby rescinded effective December 31, 1987.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of December, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Irizarry, Lang, McGrath, Muratore, Patterson, Sutton, Mayor Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1296

A RESOLUTION ESTABLISHING RULES AND REGULATIONS FOR THE USE OF JOHN THURMAN FIELD, ESTABLISHING CONDITIONS FOR THE ISSUANCE OF PERMITS FOR THE USE THEREOF, AND RESCINDING RESOLUTION NO. 78-1197. (THREE-YEAR RENTAL RATE PROGRAM)

WHEREAS, from time to time, the City receives requests for permission to use John Thurman Field, formerly called Del Webb Field, for special events, and

WHEREAS, the Council finds it desirable that permission for these uses be handled administratively, and

WHEREAS, Section 12-3.03 of the Modesto Municipal Code authorizes the Council by resolution to control and regulate the use of John Thurman Field, and

WHEREAS, City staff has recommended a three-year rental rate program for increasing existing rental fees for use of John Thurman Field, and

WHEREAS, the basis for the three-year rental rate program is to generate sufficient revenue to cover one hundred percent of all operating expenses at the end of said three year period, and

WHEREAS, the Council desires to increase said existing rental fees pursuant to said three-year rental rate program for use of John Thurman Field,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. GRANTING OF PERMITS. The Director of Parks and Recreation is hereby authorized to ~~grant permits to persons and~~ organizations

RESCINDED

1993-6

THIS RESOLUTION WAS RESCINDED BY MODESTO CITY COUNCIL RESOLUTION NO. _____



121787

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which submit requests for use of said John Thurman Field in writing to the Director of Parks and Recreation. All such requests shall be approved or denied by the Director subject to the conditions herein specified, provided the requested use will not interfere with the primary use of the field for professional baseball. Any person excepting to the denial of his/her request by the Director of Parks and Recreation may appeal the decision to the Council in accordance with the provisions of Chapter 4 of Title I of the Modesto Municipal Code.

SECTION 2. FEES FOR USE. Except as hereinafter set forth, those persons and organizations granted permission to use John Thurman Field shall be required to pay fees based on actual attendance at each activity or event carried on or held in John Thurman Field. The three-year rental rate program fees to be charged for use of John Thurman Field shall be as follows:

| | 1988 | 1989 | 1990 |
|---|---|---|---|
| 0 - 500 attendance | $ 60.00 | $ 72.00 | $ 86.00 |
| 501 - 750 attendance | 90.00 | 108.00 | 130.00 |
| 751 - 1,000 attendance | 120.00 | 144.00 | 173.00 |
| 1,001 - 2,000 attendance | 180.00 | 216.00 | 259.00 |
| 2,001 - and above | 240.00 | 288.00 | 346.00 |

Said fees shall be paid to the Director of Finance.

Exception:

If the activity is managed and carried on wholly by a non-profit institution or organization for the benefit of charitable, religious, or

benevolent purposes, and if such non-profit institution or organization will derive, both directly and indirectly, any and all profits to be derived from such activity, then the fees imposed by this section shall be waived; but no person, firm, or corporation engaged in the business of conducting any such activity shall be relieved of the fees imposed by this section solely by reason of the sponsorship of such activity by an institution or organization which might itself be exempt from such fees.

SECTION 3. ADVANCE DEPOSIT. Based upon prior use of John Thurman Field by the persons and organizations which request permits under the provisions of this resolution, advance deposits shall be paid to the Director of Finance for the use of said John Thurman Field. The amount of these advance deposits shall be determined in each case by the Director of Finance based upon prior use of the field by such persons and organizations and shall be paid to the Director of Finance prior to the time the permit is granted for such use.

SECTION 4. RULES AND REGULATIONS. The granting of permits for the use of John Thurman Field (hereinafter referred to as the "facility") shall be subject to the following rules and regulations:

(a) The facility is available and adequate for the requested use on the date requested.

(b) Requests shall be presented in writing to the City of Modesto Parks and Recreation Department far enough in advance of the proposed use so that reservations may be completed and confirmed two weeks prior to the use of the facility.

(c) User agrees, at user's own cost and expense, to indemnify, defend and hold the City, its agents, officers and employees harmless from any and all liability for bodily injuries, property damage and costs and charges of any kind or character arising out of or relating to or in any way connected with the exercise of said permit, and to reimburse the City for any damage directly or indirectly occurring to the facility resulting from or arising out of use of said facility.

(d) User shall acquire and maintain during the life of the permit Comprehensive General Liability Insurance policy(s) with a Broad Form Comprehensive endorsement to cover the liability assumed by user pursuant to the indemnity agreement required by subparagraph (c) above. The limits of such insurance shall be as follows:

Five Hundred Thousand and no/100ths ($500,000.00) Combined single limits per occurrence for bodily injury, personal injury and property damage.

The policy(s) of insurance so provided shall contain a contractual liability endorsement covering the liability assumed by the user by the indemnity clause required by subparagraph (c) above, and shall contain a provision that such policy(s) may not be cancelled except after ten (10) days notice in writing to the City Clerk.

User shall furnish the Director of Parks and Recreation with a certificate(s) of insurance as evidence of the required insurance, and fully covering the period of the permit.

(e) A key deposit of $25.00 will be charged for all keys issued. Failure to return the keys to the Parks and Recreation Department within 48 hours after the close of the activity will constitute adequate grounds for the denial of future use of this facility and forfeiture of the key deposit, and does not relieve the person responsible of the obligation to return any such keys in his/her possession.

(f) If lights are desired during the activity, the user shall be responsible for having the power turned on by the Modesto Irrigation District. All power bills shall be paid by the person or organization using the lights. If the activity takes place during the baseball season, the user shall make arrangements with the professional baseball team that uses John Thurman Field for the use of the lights, and shall pay for the use of the lights before a permit will be issued.

(g) The person or organization proposing to use the facility, and a representative of the Parks and Recreation Department shall together inspect the area 24 hours before the activity is to take place.

(h) No user shall carry on any activity which will be injurious to the facility.

(i) All users must clear the facility, lock the gates and doors, turn off all lights, and vacate the premises, including the parking lot, by midnight, unless other arrangements have been made and approved by the Director of Parks and Recreation.

(j) Users shall, at their own expense, supply any additional equipment necessary to carry on the proposed activity. Existing facilities at the field may be used in conjunction with the approved activity. Any

alterations to the existing facilities must be cleared with the Director of Parks and Recreation prior to the use of the facility, and the facility shall be restored to its original status immediately after the activity has ended.

(k) Arrangements for concession facilities must be made with the professional baseball team that uses John Thurman Field.

(l) Arrangements for police protection of the area inside and outside of the facility shall be made in advance of the activity. All fire regulations shall be observed. No car or other obstruction shall be permitted around any exit gates or the area between the main ticket booth and the main entrance to the field. Cars must be parked in the parking lot in an orderly fashion, and in such a way as to permit emergency vehicles to gain entrance to any and all parts of the field.

(m) Users shall make arrangements for clean-up of the facility immediately after the activity, and the premises shall be left in a clean and orderly condition. Upon failure to do so, the City will order the field cleaned and bill the user; and this shall be considered sufficient grounds to deny future use of the facility by such user.

(n) User shall also comply with the rules and regulations governing the use of John Thurman Field as set forth in Section 12-3.02 of the Modesto Municipal Code.

SECTION 5. FURNISHING PERMITS. The Director of Parks and Recreation shall furnish user with a copy of the permit, setting forth the terms and conditions of the permit. The Director shall not issue a permit until he/she has been furnished with the certificate of insurance required by this resolution. User shall be required to sign a copy of the permit which

shall be maintained on file in the Parks and Recreation Department and no right shall be conferred by any permit authorized under this resolution until said written consent to the terms and conditions of the permit is executed by the user.

SECTION 6. EFFECTIVE DATE. The provisions of this resolution shall become effective on January 1, 1988, except that the rental fees provided in Section 2 hereof for the years 1989 and 1990 shall not become effective until January 1, 1989, and January 1, 1990, respectively.

SECTION 7. REPEALS. Resolution No. 78-1197, adopted by the Council on November 20, 1978, is hereby rescinded effective December 31, 1987.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of December, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Irizarry, Lang, McGrath, Muratore, Patterson, Sutton, Mayor Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1297

A RESOLUTION ESTABLISHING RENTAL FEES FOR USE OF ROOMS AND FACILITIES IN THE MODESTO COMMUNITY SERVICE CENTER, AND RESCINDING RESOLUTION NO. 83-73 (THREE-YEAR RENTAL RATE PROGRAM).

WHEREAS, the City of Modesto owns property located at 800 East Morris Avenue which is used as the Modesto Community Service Center, and

WHEREAS, City staff has recommended a three-year rental rate program for increasing existing rental fees for use of rooms and facilities in said Modesto Community Service Center, and

WHEREAS, the basis for the three-year rental rate program is to generate sufficient revenue to cover one hundred percent of all operating expenses at the end of said three year period, and

WHEREAS, the Council desires to increase said existing rental fees pursuant to said three-year rental rate program for use of rooms and facilities in said Modesto Community Service Center,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. RENTAL FEES. The three-year rental rate program fees to be charged for use of rooms and facilities in the Modesto Community Service Center shall be as follows:

| | 1988 | 1989 | 1990 |
|---|---|---|---|
| A. Classrooms | | | |
| 1. Morning | $ 12.00 | $ 14.00 | $ 17.00 |
| 2. Afternoon | 12.00 | 14.00 | 17.00 |
| 3. Evening | 12.00 | 14.00 | 17.00 |
| 4. Regular User (4 uses/mo.) | 36.00 | 43.00 | 52.00 |

RESCINDED
1993-5
THIS RESOLUTION WAS RESCINDED BY MODESTO CITY COUNCIL RESOLUTION NO. _____



3661CA

| | | 1988 | 1989 | 1990 |
|---|---|---|---|---|
| B. | Auditorium (Weekdays) | | | |
| | 1. Morning | 18.00 | 22.00 | 26.00 |
| | 2. Afternoon | 18.00 | 22.00 | 26.00 |
| | 3. Evening | 36.00 | 43.00 | 52.00 |
| | 4. Regular Weekly User (daytime) | 60.00 | 72.00 | 86.00 |
| | 5. Regular Weekly User (evening) | 96.00 | 115.00 | 138.00 |
| C. | Auditorium (Weekends) | | | |
| | 1. One Time User (morning, afternoon or evening) | 36.00 | 43.00 | 52.00 |
| | 2. Regular Weekly User | 96.00 | 115.00 | 138.00 |
| | 3. Regular Bi-weekly User | 60.00 | 72.00 | 86.00 |
| D. | Kitchen (In Conjunction with Auditorium Usage) | | | |
| | 1. Coffee and Snack Preparation | 6.00 | 7.00 | 9.00 |
| | 2. Lunch or Dinner Preparation | 6.00 | 7.00 | 9.00 |
| | 3. Cleaning Fee Except Dishes | 6.00 | 7.00 | 9.00 |

SECTION 2. PAYMENT OF RENTAL FEES. All rental fees set forth above shall be paid to the Director of Parks and Recreation; rental fees for uses on a recurring basis shall be paid in advance on or before the first day of each month; rental fees for one time uses shall be paid in advance of each use.

SECTION 3. EFFECTIVE DATE. The provisions of this resolution shall become effective on January 1, 1988, except that the rental fees provided in Section 1 hereof for the years 1989 and 1990 shall not become effective until January 1, 1989, and January 1, 1990, respectively.

SECTION 4. REPEALS. Resolution No. 83-73 adopted by the Council on February 1, 1983, is hereby rescinded effective December 31, 1987.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of December, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Irizarry, Lang, McGrath, Muratore, Patterson, Sutton, Mayor Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1298

RESCINDED
1996-397
THIS RESOLUTION WAS RESCINDED BY MODESTO CITY COUNCIL RESOLUTION NO.

A RESOLUTION ESTABLISHING RENTAL FEES TO BE CHARGED FOR THE USE OF MANCINI BOWL IN GRACEADA PARK AND RESCINDING RESOLUTION NO. 62-619. (THREE-YEAR RENTAL RATE PROGRAM)

WHEREAS, Section 12-4.102(b) of Article 1 of Chapter 4 of Title XII of the Modesto Municipal Code authorizes the Council from time to time to establish the rental charge for authorized use of Mancini Bowl, and

WHEREAS, City staff has recommended a three-year rental rate program for increasing existing rental fees for use of Mancini Bowl in Graceada Park, and

WHEREAS, the basis for the three-year rental rate program is to generate sufficient revenue to cover one hundred percent of all operating expenses at the end of said three year period, and

WHEREAS, the Council desires to increase said existing rental fees pursuant to said three-year rental rate program for use of Mancini Bowl in Graceada Park,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. RENTAL FEES. The three-year rental rate program fees to be charged for authorized use of Mancini Bowl in Graceada Park pursuant to Section 12-4.102 of Article 1 of Chapter 4 of Title XII of the Modesto Municipal Code shall be as follows:

| | | 1988 | 1989 | 1990 |
|---|---|---|---|---|
| (a) | Daytime use without concessions | $ 12.00 | $ 14.00 | $ 17.00 |
| (b) | Evening use after 6:00 p.m. without concessions | 18.00 | 22.00 | 26.00 |

SECTION 2. EFFECTIVE DATE. The provisions of this resolution shall become effective on January 1, 1988, except that the rental fees provided in Section 1 hereof for the years 1989 and 1990 shall not become effective until January 1, 1989, and January 1, 1990, respectively.

SECTION 3. REPEALS. Resolution No. 62-619, adopted by the Council of the City of Modesto on December 26, 1962, is hereby rescinded effective December 31, 1987.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of December, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Irizarry, Lang, McGrath, Muratore, Patterson, Sutton, Mayor Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1299

A RESOLUTION ESTABLISHING RENTAL FEES FOR USE OF MULTIPURPOSE FACILITIES AT SOMERSET, ROOSEVELT, LA LOMA AND MARK TWAIN SCHOOLS (THREE-YEAR RENTAL RATE PROGRAM).

WHEREAS, the City of Modesto and the Modesto City School District are joint owners of school property which schools are used as multipurpose facilities at the following locations: Somerset School, 1037 Floyd Avenue; Roosevelt School, 1330 College Avenue; La Loma School, 1800 Encina Avenue; and Mark Twain School, 707 South Emerald Avenue, in the City of Modesto, and

WHEREAS, City staff has recommended a three-year rental rate program for establishing rental fees for use of multipurpose facilities at said Somerset, Roosevelt, La Loma and Mark Twain Schools, and

WHEREAS, the basis for the three-year rental rate program is to generate sufficient revenue to cover one hundred percent of all operating expenses at the end of said three year period, and

WHEREAS, the Council desires to establish and increase said multipurpose rental fees pursuant to said three-year rental rate program for multipurpose facilities at said schools,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. RENTAL FEES. The three-year rental rate program fees to be charged for use of multipurpose facilities at Somerset, Roosevelt,

La Loma and Mark Twain Schools shall be as follows:

| | 1988 | 1989 | 1990 |
|---|---|---|---|
| Multipurpose Facilities at Somerset, Roosevelt, La Loma and Mark Twain Schools | | | |
| Per Hour Minimum 2 Hours | $ 14.00 | $ 17.00 | $ 21.00 |

SECTION 2. PAYMENT OF RENTAL FEES. All rental fees set forth above shall be paid to the Parks and Recreation Department; rental fees shall be paid one week in advance of each use.

SECTION 3. EFFECTIVE DATE. The provisions of this resolution shall become effective on January 1, 1988, except that the rental fees provided in Section 1 hereof for the years 1989 and 1990 shall not become effective until January 1, 1989, and January 1, 1990, respectively.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of December, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Irizarry, Lang, McGrath, Muratore, Patterson, Sutton, Mayor Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1300

A RESOLUTION ESTABLISHING RENTAL FEES FOR USE OF ROOMS AND FACILITIES IN THE SENIOR CITIZENS CENTER, AND RESCINDING RESOLUTION NO. 83-491 (THREE-YEAR RENTAL RATE PROGRAM).

WHEREAS, the City of Modesto owns property located at the corner of Bodem and Scenic Drive which is used for a Senior Citizens Center, and

WHEREAS, City staff has recommended a three-year rental rate program for increasing existing rental fees for use of rooms and facilities in said Senior Citizens Center, and

WHEREAS, the basis for the three-year rental rate program is to generate sufficient revenue to cover one hundred percent of all operating expenses at the end of said three year period, and

WHEREAS, the Council desires to increase said existing rental fees pursuant to said three-year rental rate program for use of rooms and facilities in said Senior Citizens Center,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. RENTAL FEES. The three-year rental rate program fees to be charged for use of rooms and facilities in the Senior Citizens Center shall be as follows:

| | 1988 | 1989 | 1990 |
|---|---|---|---|
| A. Conference Room | | | |
| 1. One Time User (morning, afternoon or evening) | $ 24.00 | $ 29.00 | $ 35.00 |
| 2. Regular Users | 16.00 | 19.00 | 22.00 |

Section 1
AMENDED
on
By Resolution 1990-33

RESCINDED
1993-8
THIS RESOLUTION WAS RESCINDED BY MODESTO CITY COUNCIL RESOLUTION NO.



121687

3668CA

| | 1988 | 1989 | 1990 |
|---|---|---|---|
| B. Auditorium and Dining Room | | | |
| 1. One Time User | | | |
| Morning till noon | 24.00 | 29.00 | 35.00 |
| Morning till 1:00 p.m. except Sunday | 31.00 | 37.00 | 45.00 |
| Afternoon except Sunday | 31.00 | 37.00 | 45.00 |
| Evenings except Friday, Saturday and Sunday | 40.00 | 48.00 | 57.00 |
| Friday evening | 48.00 | 58.00 | 69.00 |
| Saturday evening | 79.00 | 95.00 | 114.00 |
| Sunday morning or afternoon | 24.00 | 29.00 | 35.00 |
| Sunday evening | 31.00 | 37.00 | 45.00 |
| 2. Regular Users | | | |
| Morning till noon | 16.00 | 19.00 | 22.00 |
| Morning till 1:00 p.m. except Sunday | 24.00 | 29.00 | 35.00 |
| Afternoon except Sunday | 24.00 | 29.00 | 35.00 |
| Evenings except Friday, Saturday and Sunday | 31.00 | 37.00 | 45.00 |
| Friday evening | 40.00 | 48.00 | 57.00 |
| Saturday evening | 72.00 | 86.00 | 104.00 |
| Sunday morning or afternoon | 16.00 | 19.00 | 22.00 |
| Sunday evening | 24.00 | 29.00 | 35.00 |

SECTION 2. PAYMENT OF RENTAL FEES. All rental fees set forth above shall be paid to the Director of Parks and Recreation; rental fees for uses on a recurring basis shall be paid in advance on or before the first day of each month; rental fees for one time uses shall be paid in advance of each use.

SECTION 3. EFFECTIVE DATE. The provisions of this resolution shall become effective on January 1, 1988, except that the rental fees provided in Section 1 hereof for the years 1989 and 1990 shall not become effective until January 1, 1989, and January 1, 1990, respectively.

SECTION 4. REPEALS. Resolution No. 83-491 adopted by the Council on July 26, 1983, is hereby rescinded effective December 31, 1987.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of December, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Irizarry, Lang, McGrath, Muratore, Patterson, Sutton, Mayor Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney



121687 3668CA

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1301

A RESOLUTION ESTABLISHING RENTAL FEES FOR USE OF THE MC HENRY MANSION, AND RESCINDING RESOLUTION NO. 86-543. (THREE-YEAR RENTAL RATE PROGRAM)

WHEREAS, the McHenry Mansion, located at 906 Fifteenth Street, is owned by the City of Modesto, and

WHEREAS, the McHenry Mansion is available for use by various cultural groups, organizations and individuals in the community, and

WHEREAS, the McHenry Mansion Fees Committee, the Culture Commission, and City staff have reviewed and recommended establishing rental fees for use of the McHenry Mansion, and

WHEREAS, City staff has recommended a three-year rental rate program for increasing existing rental fees for use of the McHenry Mansion, and

WHEREAS, the basis for the three-year rental rate program is to generate sufficient revenue to cover one hundred percent of all operating expenses at the end of said three-year period, and

WHEREAS, the Council desires to increase said existing rental fees pursuant to said three-year rental rate program for use of the McHenry Mansion,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

RESCINDED
1993-3
THIS RESOLUTION WAS RESCINDED BY MODESTO CITY COUNCIL RESOLUTION NO._____

SECTION 1. RENTAL FEES. The three-year rental rate program fees to be charged for authorized use of the McHenry Mansion shall be as follows:

| | | 1988 | 1989 | 1990 |
|---|---|---|---|---|
| (a) | For cultural groups, the McHenry Mansion can be rented on Mondays and Tuesdays (all day) and Wednesday, Thursday and Sunday evenings (except for holidays). These reduced fees for cultural groups will not apply on Fridays and Saturdays. On these days, cultural groups are subject to the same fees as for non-cultural groups. | | | |
| | Use of McHenry Mansion for 4 hours | $ 60.00 | $ 72.00 | $ 86.00 |
| | Each additional hour | 12.00 | 14.00 | 17.00 |
| (b) | For non-cultural groups | | | |
| | Use of McHenry Mansion for 4 hours | 180.00 | 216.00 | 259.00 |
| | Each additional hour | 30.00 | 36.00 | 43.00 |
| (c) | The McHenry Mansion will not be available to rent on Wednesday and Thursday afternoons and during the day on Sunday. These hours are reserved for tours. | | | |
| (d) | The McHenry Mansion is not available on a regular basis for any one group. | | | |

SECTION 2. EFFECTIVE DATE. The provisions of this resolution shall become effective on January 1, 1988, except that the rental fees provided in Section 1 hereof for the years 1989 and 1990 shall not become effective until January 1, 1989, and January 1, 1990, respectively.

SECTION 3. REPEALS. Resolution No. 86-543, adopted by the Council of the City of Modesto on June 3, 1986, is hereby rescinded effective December 31, 1987.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of December, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Irizarry, Lang, McGrath, Muratore, Patterson, Sutton, Mayor Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney



122287

3679CA

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1302

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND** LEONARD W. AND BARBARA MILLER AND JEAN TARABEK FOR THE PURCHASE OF THEIR PROPERTY AT 1437 SCENIC DRIVE FOR THE SCENIC-SUNNYSIDE TO ROSE PROJECT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Leonard W. and Barbara Miller and Jean Tarabek for the purchase of 2,245± of their property at 1437 Scenic Drive for the Scenic-Sunnyside to Rose project

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of December, 19 87, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Irizarry, Lang, McGrath, Muratore, Patterson, Sutton, Mayor Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1303

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND FEDERAL EXPRESS CORPORATION FOR A DROP BOX AT THE AIRPORT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Federal Express Corporation for a drop box at the airport

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of December, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Irizarry, Lang, McGrath, Muratore, Patterson, Sutton, Mayor Whiteside |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1304

A RESOLUTION REVISING THE POSITION CLASSIFICATION PLAN FOR THE CITY OF MODESTO.

WHEREAS, a Position Classification Plan for the City of Modesto was adopted by Modesto City Council Resolution No. 67-77 pursuant to Rule 2 of the Personnel Rules and Regulations of the City of Modesto, and

WHEREAS, the City Manager has recommended to the Council amendments to the Position Classification Plan, and

WHEREAS, Rule 2.2 of the City of Modesto Personnel Rules provides that revisions to the Classification Plan shall be effective upon adoption of resolution of the City Council,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. CLASSIFICATION CREATED. The Position Classification Plan of the City of Modesto is hereby amended to create the following classification:

Golf Course Supervisor

The specification for the classification created, as shown on the attached Exhibit "A", which is hereby made a part of this resolution by reference, is hereby approved and made a part of the Position Classification Plan of the City of Modesto.

SECTION 2. EFFECTIVE DATE. This resolution shall become effective on and after December 22, 1987.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of December, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Irizarry, Lang, McGrath, Muratore, Patterson, Sutton, Mayor Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

## DEFINITION

Under direction, to plan, organize, and direct the work of golf course crews engaged in the operation, maintenance, and improvement of City golf courses; and to do other related work as required.

## DISTINGUISHING CHARACTERISTICS

An employee in this classification serves as a specialist in the area of golf course maintenance, which includes an eighteen hole and a nine hole golf courses. The position will have special emphasis on technical assignments in golf turf preservation and protection and supervising personnel involved in such preservation and protection.

## EXAMPLES OF DUTIES

Plans, organizes, and directs the work of golf course crews engaged in trimming, planting, irrigating, cultivating, and maintaining trees, shrubs, flowers, and turfs; supervises the planting, weeding, and maintaining of trees and turfs; supervises and instructs personnel in the mixing and application of fungicides, herbicides, pesticides and fertilizers; supervises the maintenance of equipment; inspects golf courses and landscaped areas to determine the extent of maintenance or upkeep required; prepares and submits reports on work projects; estimates labor and material costs for work to be performed; keeps records and accounts for materials, equipment, and supplies used; answers inquiries from the general public concerning the City's golf facilities; assists in preparing annual budget estimates.

## EMPLOYMENT STANDARDS

Experience:

One (1) year of experience performing supervisory duties related to golf course maintenance.

and

Education:

Equivalent to the completion of the twelfth grade, supplemented by specialized training in golf course maintenance.

and



Exhibit "A"

Knowledge of:

Principles of supervision, training, work coordination, planning, and budgeting; safe work practices; tools, materials, equipment, and procedures used in golf course maintenance work; operation and maintenance of golf course maintenance equipment; tools, techniques, procedures, and principles of tree trimming and golf course maintenance work; use and applications of herbicides, fungicides, and pesticides; principles of propagating and maintaining trees, shrubs, flowers, and turf.

and

Ability to:

Assign, supervise, and plan the work of personnel assigned to golf course and landscaped area maintenance; assist in preparing budget estimates; adapt available tools, supplies, and equipment to particular golf course and landscape maintenance problems; provide training to golf course maintenance personnel; estimate time, materials, and equipment needed to perform parks golf course and landscaped area maintenance work; keep records and prepare reports; read and write at the level required for successful job performance; establish and maintain cooperative working relationships with those contacted during the course of work.

and

Possession of a valid California Certified Pesticide Applicator's License issued by the State Department of Food and Agriculture within six months after appointment.

Possession of a valid Class 3 Driver's license issued by the California Department of Motor Vehicles.

Incumbents will be required to file a Statement of Economic Interests.

All those appointed will serve a twelve (12) month probation. Satisfactory performance and recommendation of the department head are required for regular status.

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1305

A RESOLUTION AMENDING EXHIBIT "H" OF RESOLUTION NO. 87-566 ENTITLED "A RESOLUTION ESTABLISHING SALARY SCHEDULES AND FIXING COMPENSATION FOR POSITIONS IN THE CITY SERVICE."

BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. AMENDMENT TO RESOLUTION NO. 87-566. Exhibit "H" entitled "City of Modesto Alphabetical Listing of Classifications in City Service 1987-88", attached to Resolution No. 87-566, is hereby amended as shown on the amended Exhibit "H" entitled "City of Modesto Alphabetical Listing of Classifications in City Service 1987-88", which is attached hereto and made a part hereof as though set forth in full herein. Said amended Exhibit "H" adds the classification of Golf Course Supervisor, Range 426.5.

SECTION 2. EFFECTIVE DATE. This resolution shall become effective on and after December 21, 1987.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of December, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Irizarry, Lang, McGrath, Muratore, Patterson, Sutton, Mayor Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney

ALPHABETICAL LISTING OF CLASSIFICATIONS IN CITY SERVICE
1987-88
(Effective 7-7-87, amended 10-13-87; 11-17-87; 12-8-87; 12-22-87.)

| Range No. | Title of Classification |
|---|---|
| 115.5 | Account Clerk |
| 422.0 | Accountant I |
| 426.0 | Accountant II |
| 119.5 | Accounting Technician |
| 123.0 | Accounts Examiner |
| 422.0 | Administrative Analyst I |
| 426.0 | Administrative Analyst II |
| 117.5 | Administrative Clerk |
| 118.5 | Administrative Clerk - Police |
| 432.0 | Airport Manager |
| 424.5 | Airport Maintenance Supervisor |
| 116.5 | Animal Control Officer I |
| 118.5 | Animal Control Officer II |
| 426.5 | Arborist |
| 633.0 | Assistant Chief of Police |
| 437.0 | Assistant City Attorney |
| 422.5 | Assistant City Clerk |
| 429.0 | Assistant Civil Engineer |
| 433.0 | Assistant Director - Community Center |
| 433.0 | Assistant Director of Parks & Pecreation |
| 436.0 | Assistant Director of Utility Services |
| 122.5 | Assistant Electrician |
| 123.0 | Assistant Industrial Waste Inspector |
| 120.5 | Assistant Laboratory Technician |
| 425.5 | Assistant Parks Construction Supervisor |
| 426.0 | Assistant Planner |
| 427.0 | Assistant Risk Manager |
| 426.0 | Assistant Shop Supervisor |
| 433.0 | Assistant to the City Manager |
| 432.0 | Associate Civil Engineer |
| 429.0 | Associate Planner |
| 420.5 | Benefits Technician |
| 428.0 | Budget Analyst |
| 122.5 | Building Inspector I |
| 125.5 | Building Inspector II |
| 426.5 | Building Maintenance Supervisor |

| Range No. | Title of Classification |
|---|---|
| 120.5 | Building Maintenance Worker |
| 120.5 | Cement Mason |
| 434.0 | Chief Building Official |
| 430.0 | Chief Electrician |
| N/A | Chief of Police |
| 428.0 | Chief of Survey Party |
| N/A | City Attorney |
| N/A | City Clerk and Auditor |
| N/A | City Manager |
| 119.5 | Civil Engineering Technician I |
| 122.5 | Civil Engineering Technician II |
| 125.5 | Civil Engineering Technician III |
| 127.5 | Civil Engineering Technician IV |
| 114.5 | Clerk Typist |
| 414.6 | Clerk Typist (Confidential) |
| 124.0 | Coach Mechanic |
| 419.5 | Claims Representative |
| 119.5 | Code Enforcement Specialist |
| 424.0 | Collections Supervisor |
| 426.5 | Community Center Events Coordinator |
| 426.5 | Community Center Operations Supervisor |
| 120.5 | Community Service Officer |
| 118.5 | Computer Operator |
| 127.5 | Construction Inspector |
| 124.5 | Crime Analyst |
| 118.5 | Data Processing Technician |
| 430.0 | Data Processing Manager |
| 427.0 | Deputy City Attorney I |
| 429.0 | Deputy City Attorney II |
| 420.5 | Deputy City Clerk |
| N/A | Deputy City Manager |
| 312.0 | Detective |
| N/A | Director of Engineering Services |
| N/A | Director of Finance |
| N/A | Director of Management Services |
| N/A | Director of Parking and Traffic |

Exhibit "H"

| Range No. | Title of Classification |
|---|---|
| N/A | Director of Parks and Recreation |
| N/A | Director of Planning and Community Development |
| N/A | Director of Utility Services |
| N/A | Economic Development Manager |
| 428.5 | Electrical Supervisor |
| 118.5 | Electrical Technician I |
| 120.5 | Electrical Technician II |
| 127.0 | Electrician |
| 116.5 | Engineering Contracts Specialist |
| 428.0 | Engineering Systems Manager |
| 122.5 | Equipment Crew Leader |
| 122.0 | Equipment Mechanic |
| 120.5 | Equipment Operator |
| 121.5 | Equipment Operator - Backhoe |
| 119.0 | Equipment Service Worker I |
| 120.5 | Equipment Service Worker II |
| 118.5 | Evidence and Property Specialist |
| 424.0 | Executive Assistant |
| 420.5 | Executive Secretary |
| 435.0 | Finance Division Manager |
| 531.0 | Fire Battalion Chief |
| 581.0 | Fire Battalion Chief (PERS Option) |
| 214.0 | Fire Captain |
| 264.0 | Fire Captain (PERS Option) |
| N/A | Fire Chief |
| 534.0 | Fire Division Chief |
| 584.0 | Fire Division Chief (PERS Option) |
| 212.0 | Fire Engineer |
| 262.0 | Fire Engineer (PERS Option) |
| 123.0 | Fire Equipment Mechanic |
| 210.0 | Fire Fighter |
| 261.0 | Fire Fighter (PERS Option) |
| 208.0 | Fire Fighter Trainee |
| 127.5 | Fire Plans Checker |
| 123.5 | Fire Prevention Technician |

| Range No. | Title of Classification |
|---|---|
| 426.5 | Golf Course Supervisor |
| 117.5 | Graphics and Drafting Technician |
| 426.0 | Historical Buildings Supervisor |
| 122.0 | Housing Conservationist |
| 122.0 | Housing Financial Specialist |
| 432.0 | Housing Program Officer |
| 122.0 | Housing Rehabilitation Specialist I |
| 125.0 | Housing Rehabilitation Specialist II |
| 123.0 | Industrial Waste Inspector I |
| 125.0 | Industrial Waste Inspector II |
| 128.0 | Instrument Repair Technician |
| 116.5 | Janitor |
| 422.5 | Janitor Supervisor |
| 126.0 | Junior Civil Engineer |
| 122.5 | Laboratory Technician |
| 113.5 | Laborer (Hourly rate only) |
| 426.0 | Landscape Designer |
| 126.0 | Lead Coach Mechanic |
| 124.0 | Lead Equipment Mechanic |
| 122.5 | Lead Traffic Painter |
| 418.6 | Legal Secretary |
| 423.5 | Legal Services Supervisor |
| 420.5 | Legal Services Technician |
| 120.5 | Maintenance Mechanic |
| 121.0 | Maintenance Mechanic - Parks |
| 121.0 | Maintenance Mechanic - Pumps |
| 122.0 | Maintenance Mechanic Crew Leader - Parks |
| 122.0 | Maintenance Mechanic Crew Leader - Pumps |
| 116.5 | Maintenance Worker I |
| 118.5 | Maintenance Worker II |
| 113.5 | Maintenance Worker Trainee |
| 428.0 | Management Analyst |

| Range No. | Title of Classification |
|---|---|
| 120.5 | Meter Reader/Repair Worker |
| 120.5 | Motor Sweeper Operator |
| 424.0 | Museum Supervisor |
| 122.5 | Nursery Propagator |
| 109.5 | Office Aide |
| 112.5 | Office Clerk |
| 412.6 | Office Clerk (Confidential) |
| 422.5 | Office Services Supervisor |
| 422.0 | Office Supervisor |
| 429.0 | Parking and Traffic Superintendent |
| 120.5 | Parking Meter Worker |
| 427.5 | Parks Construction Supervisor |
| 120.5 | Parks Crew Leader |
| 720.5 | Parks Crew Leader (Y Rate) |
| 424.5 | Parks Maintenance Supervisor I |
| 426.5 | Parks Maintenance Supervisor II |
| 429.0 | Parks Superintendent |
| 421.5 | Payroll Technician |
| 426.0 | Personnel Analyst |
| 432.0 | Personnel Manager |
| 419.5 | Personnel Technician |
| 127.5 | Plan Review Engineer |
| 117.5 | Planning Technician I |
| 120.5 | Planning Technician II |
| 123.5 | Planning Technician III |
| 123.0 | Plant Mechanic |
| 425.0 | Plant Mechanical Maintenance Supervisor |
| 632.0 | Police Captain |
| 114.5 | Police Clerk |
| 630.0 | Police Lieutenant |
| 310.0 | Police Officer |
| 308.0 | Police Officer Trainee |
| 425.0 | Police Records Supervisor |
| 628.0 | Police Sergeant |
| 432.0 | Principal Planner |

| Range No. | Title of Classification |
|---|---|
| 115.5 | Printing Services Operator |
| 113.5 | Printing Services Trainee |
| 123.0 | Programmer Analyst I |
| 126.0 | Programmer Analyst II |
| 430.0 | Property Agent |
| 426.0 | Public Information Officer |
| 124.0 | Public Services Inspector |
| 427.0 | Public Services Supervisor |
| 120.5 | Public Works Line Worker |
| 424.5 | Public Works Supervisor I |
| 426.5 | Public Works Supervisor II |
| 124.0 | Purchasing Assistant |
| 430.0 | Purchasing Officer |
| 112.5 | Receptionist |
| 429.0 | Recreation Superintendent |
| 426.0 | Recreation Supervisor |
| 426.0 | Recycling Program Coordinator |
| 432.0 | Risk Manager |
| 433.0 | Sanitary Engineer |
| 425.0 | Secondary Treatment Site Supervisor |
| 418.6 | Secretary |
| 127.5 | Senior Building Inspector |
| 426.0 | Senior Buyer |
| 434.0 | Senior Civil Engineer |
| 120.5 | Senior Computer Operator |
| 128.5 | Senior Construction Inspector |
| 432.0 | Senior Deputy City Attorney I |
| 435.0 | Senior Deputy City Attorney II |
| 116.5 | Senior Microfilm & Graphics Technician |
| 417.6 | Senior Personnel Clerk |
| 116.5 | Senior Police Clerk |
| 118.5 | Senior Printing Services Operator |
| 428.0 | Senior Programmer Analyst |
| 120.5 | Senior Storekeeper |
| 123.0 | Senior Wastewater Treat. Plant Operator |
| 418.6 | Senior Word Processing Technician |
| 429.0 | Shop Supervisor |

| Range No. | Title of Classification |
|---|---|
| 424.5 | Social Services Coordinator |
| 430.0 | Solid Waste Program Manager |
| 115.5 | Stenographer Clerk |
| 415.6 | Stenographer Clerk (Confidential) |
| 118.5 | Storeskeeper |
| 429.0 | Streets Maintenance Superintendent |
| 120.5 | Street Trees Crew Leader |
| 430.0 | Supervising Accountant |
| 430.0 | Supervising Building Inspector |
| 430.0 | Supervising Construction Inspector |
| 428.0 | Supervising Housing Rehabilitation Spec't |
| 117.5 | Supply Specialist |
| 430.0 | Systems & Procedures Accountant |
| 434.0 | Traffic Engineer |
| 127.5 | Traffic Engineering Technician |
| 120.5 | Traffic Painter |
| 426.0 | Training Coordinator |
| 429.0 | Transit Manager |
| 427.0 | Treasury Accountant |
| 120.5 | Tree Trimmer |
| 720.5 | Tree Trimmer (Y-Rate) |
| 122.5 | Tree Trimmer Crew Leader |
| 424.5 | Warehouse Supervisor |
| 118.5 | Wastewater Treatment Plant Attendant |
| 120.5 | Wastewater Treatment Plant Operator |
| 429.0 | Wastewater Treatment Plant Supervisor |
| 432.0 | Water Quality Control Superintendent |
| 422.0 | Word Processing System Supervisor |
| 415.6 | Word Processing Technician I |
| 416.6 | Word Processing Technician II |
| 425.0 | Zoning Inspector |

Totals: 14 City Manager, Department Heads
217 Other
231

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1306

A RESOLUTION APPROVING THE FINAL MAP OF THE NEW ENGLAND SQUARE SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, Coldwell Banker Vinson Chase, Inc., Realtor, a California corporation is possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 6.884 acres, known as the New England Square Subdivision, and

WHEREAS, a tentative map of said tract was approved by the Planning Commission of the City of Modesto on the 20th day of April, 1987, and

WHEREAS, the Secretary of the Planning Commission of the City of Modesto has certified that the final map of said tract substantially conforms to the approved tentative map, and

WHEREAS, the City Engineer of the City of Modesto has certified that the final map of said New England Square Subdivision meets all of the provisions of the California Subdivision Map Act and the provisions of the Modesto Municipal Code relating to subdivisions, and that the map is technically correct,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said final map be approved; that the streets, alleys and easements as shown thereon within the boundaries of said tract be accepted on behalf of the public for public use; and that the City Clerk be authorized to certify the map of said tract on behalf of the City of Modesto after the fees and deposits required by the Modesto Municipal Code in amounts determined by the City Engineer have been paid, and subdividers have furnished securities, as set forth in Section 4-4.605 of the Modesto Municipal Code, which shall secure the

obligations set forth in Section 66499.3 of the Government Code of the State of California. Said securities shall be in forms acceptable to the City Attorney and in the amounts required by the Agreement hereinafter referred to.

BE IT FURTHER RESOLVED that the City Manager and the City Clerk be authorized to execute and attest, respectively, an agreement with subdividers as required by Section 4-4.604(c) of the Modesto Municipal Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of December, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Irizarry, Lang, McGrath, Muratore, Patterson, Sutton, Mayor Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney



2807CA

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1307

A RESOLUTION VACATING AND ABANDONING A 9-FOOT PORTION OF EXCESS STREET RIGHT-OF-WAY FOR COX AVENUE, IN BLOCK 5140 IN THE CITY OF MODESTO PURSUANT TO THE CALIFORNIA STREETS AND HIGHWAYS CODE.

WHEREAS, the City of Modesto has received a request from Santina & Thompson, Inc., consulting engineers for the developers of Westview Estates Subdivision, to abandon a 9-foot portion of excess street right-of-way for Cox Avenue, and

WHEREAS, the California Streets and Highways Code authorizes a city council, by resolution, to summarily vacate excess street right-of-way, and

WHEREAS, said 9-foot portion of excess street right-of-way is located on Cox Avenue, in Block 5140 in the City of Modesto, and is more particularly described in Exhibit "A" attached hereto, and

WHEREAS, the Council of the City of Modesto finds and declares that:

1. The vacation is made pursuant to Chapter 1050, Streets and Highways Vacation Procedures, of the Statutes of 1980, of the Streets and Highways Code.

2. The 9-foot portion of excess street right-of-way located on Cox Avenue, in Block 5140 in the City of Modesto is not required for street or highway purposes.

3. That from and after the date this resolution is recorded, the 9-foot portion of excess street right-of-way vacated will no longer constitute a right-of-way.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the 9-foot portion of excess street right-of-way located on Cox Avenue, in Block 5140 in the City of Modesto, which is more particularly described in

Exhibit "A" which is attached hereto and incorporated herein by reference, be and it is hereby vacated and abandoned, such vacation and abandonment to become effective upon the recording of a certified copy of this resolution in the Stanislaus County Recorder's Office.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of December, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Irizarry, Lang, McGrath, Muratore, Patterson, Sutton, Mayor Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, City Attorney

APPROVED AS TO DESCRIPTION:

By
Department of Engineering Services



121787

3665CA

December 16, 1987

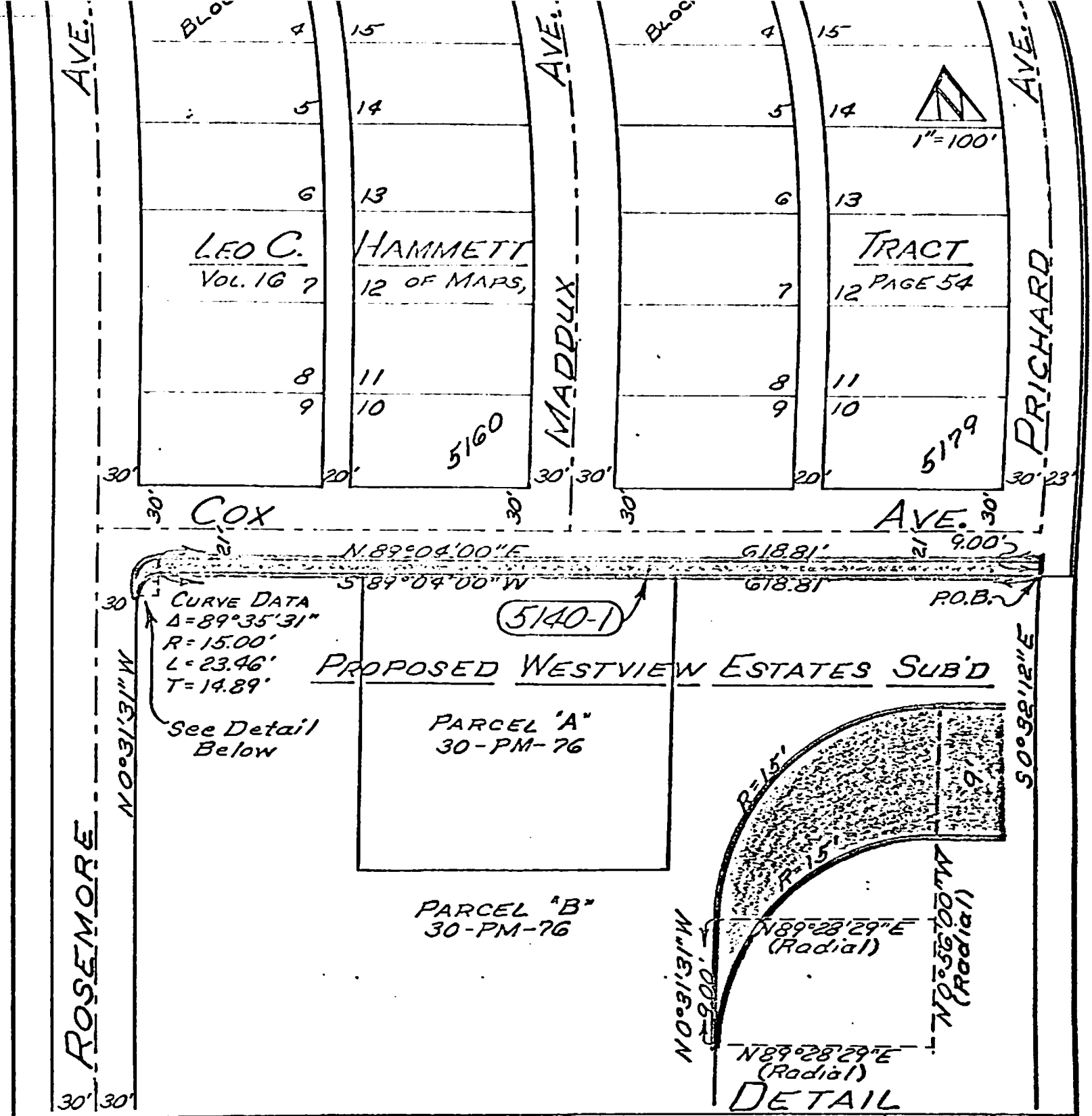
VACATE AND ABANDON EXCESS RIGHT-OF-WAY
FOR COX AVENUE IN BLOCK 5140

All that real property in the State of California, County of Stanislaus, City of Modesto, being a portion of the Southeast quarter of Section 24, Township 3 South, Range 8 East, Mount Diablo Base and Meridian, described as follows:

BEGINNING at the most Northeasterly corner of Parcel "B", as per map filed May 30, 1980 in Book 30 of Parcel Maps, Page 76, Stanislaus County Records, said point being on the Southern line of 60.00 foot Cox Avenue; thence along said Southern line of Cox Avenue and the Northern line of Parcel "A" and said Parcel "B" of said map recorded in Book 30 of Parcel Maps, Page 76, South 89°04'00" West, 618.81 feet; thence Southwesterly along a tangent curve concave to the Southeast, having a Radius of 15.00 feet, a Central Angle of 89°35'31" and an Arc Length of 23.46 feet, to a point of cusp with a tangent line, said line being the Eastern line of 60.00 foot Rosemore Avenue; thence along said Eastern line of Rosemore Avenue, North 00°31'31" West, 9.00 feet; thence Northeasterly along a tangent curve concave to the Southeast, having a Radius of 15.00 feet, a Central Angle of 89°35'31" and an Arc Length of 23.46 feet, to its point of tangency on a line which is parallel with and 9.00 feet, measured at right angles, Northerly from said Southern line of 60.00 foot Cox Avenue; thence along said parallel line, North 89°04'00" East, 618.81 feet, to the Eastern line of the LEO C. HAMMETT TRACT, as per map filed March 2, 1948 in Volume 16 of Maps, Page 54, Stanislaus County Records; thence along said Eastern line of the LEO C. HAMMETT TRACT, South 00°32'12" East, 9.00 feet, to the point of beginning.

Reserving the Northern 5.00 feet, measured at right angles, as a Planting Easement and reserving all of the above described property as a Public Utility Easement.

EXHIBIT "A"




RECOMMENDED BY:

JERRY H. BUTLER

CITY OF MODESTO
DEPARTMENT OF ENGINEERING

ALFRED KAUFMAN, DIRECTOR

R.E. 6743

DATE Dec. 14, 1987 | DRAWN L. Christiansen | CHECKED

VACATE AND ABANDON EXCESS RIGHT OF WAY FOR COX AVENUE IN BLOCK 5140-LD87-I

| DATE | BY |
|---|---|
| | |

FLD. BK. & PG.

W. O. NO.

FILE NUMBER 4-A-710

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1308

A RESOLUTION GRANTING THE REQUEST OF MR. TAM LUU, AS PARTNER IN T & T ARCO AUTOMOTIVE, TO INSTALL ONE MONITORING WELL ON THE SITE AT 402 DOWNEY AVENUE IN THE CITY OF MODESTO.

WHEREAS, a request was filed by Mr. Tam Luu for permission to install one (1) groundwater monitoring well at 402 Downey Avenue in the City of Modesto, more particularly described on Exhibit A attached hereto, and

WHEREAS, the well would be used to monitor groundwater for an undetermined time period to satisfy California Water Quality Control Board requirements to assure that groundwater will be protected from a leaking underground tank,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

1. Permission is hereby granted to Mr. Tam Luu to install one (1) groundwater monitoring well at 402 Downey Avenue in the City of Modesto, in accordance with the provisions of Section 5-1.501 of the Modesto Municipal Code and subject to the following terms and conditions:

(a) The drilling of the well shall be subject to the approval of the Director of Utility Services of the City of Modesto and the Environmental Resources Department of the County of Stanislaus.

(b) The installation shall be made in accordance with all requirements of the laws of the State of California, the County of Stanislaus and the City of Modesto.

(c) When the groundwater is no longer required to be monitored with the well, Mr. Tam Luu shall arrange to abandon and permanently seal the well in accordance with the requirements of the Director of Utility Services.

(d) That a letter agreement between Mr. Tam Luu and the City of Modesto be approved concurrently, and no right shall be conferred by this resolution without said letter agreement being approved.

(e) That Mr. Tam Luu understands that permission will be binding on all successors, assigns and heirs of the permittee.

2. The City Clerk shall furnish permittee with a certified copy of this resolution. Permittee shall have twenty (20) days from and after the adoption of this resolution within which to file written acceptance of this permit with the City Clerk and no right shall be conferred by this resolution until said acceptance is so filed.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of December, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Irizarry, Lang, McGrath, Muratore, Patterson, Sutton, Mayor Whiteside

NOES: Councilmembers: None

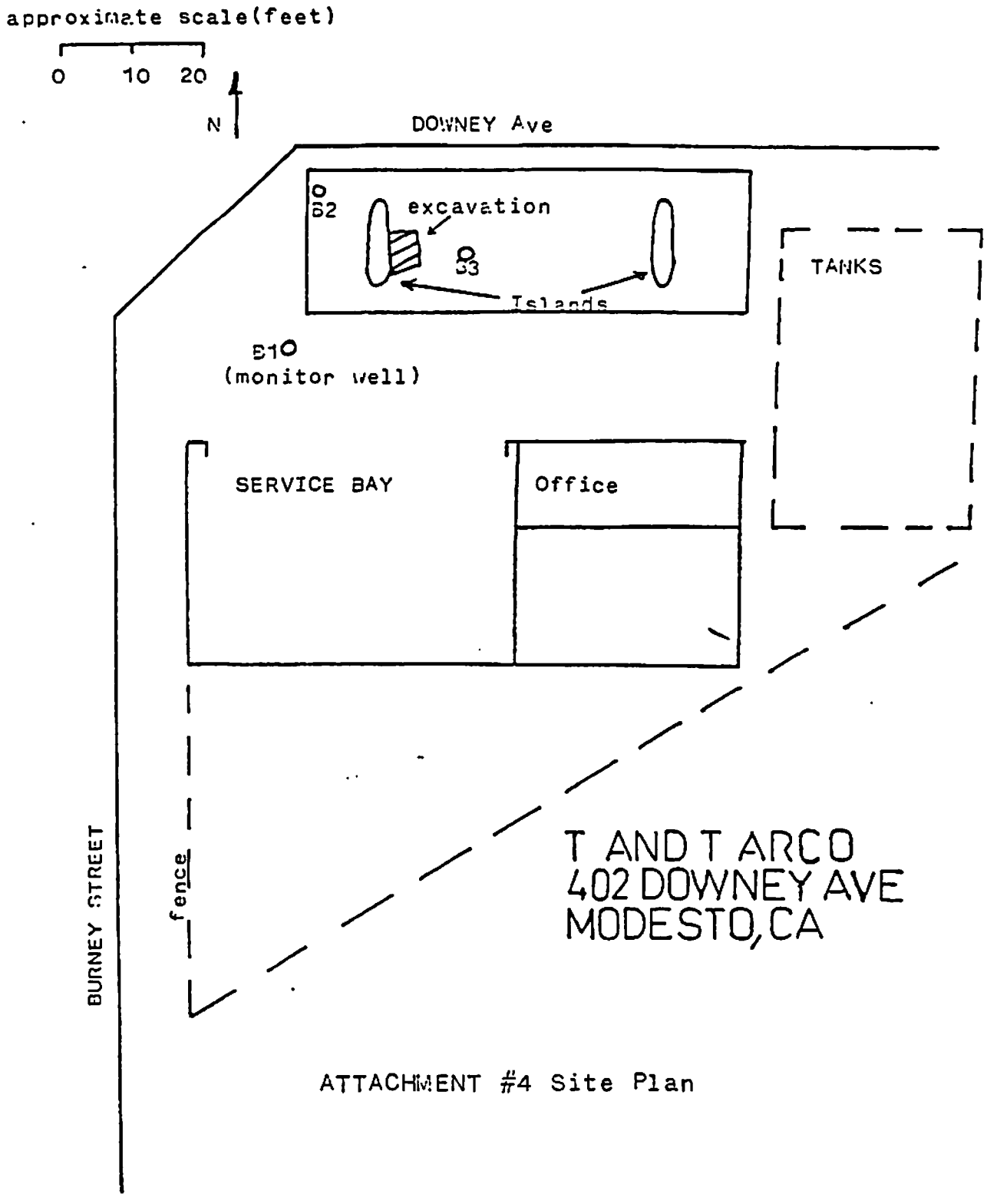
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney




ATTACHMENT #4 Site Plan

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1309

A RESOLUTION APPROVING LETTER AGREEMENT BETWEEN THE CITY OF MODESTO AND MR. TAM LUU, PARTNER IN T & T ARCO AUTOMOTIVE, TO INSTALL ONE GROUNDWATER MONITORING WELL AT 402 DOWNEY AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Mr. Tam Luu, partner in T & T Arco Automotive, to install one groundwater monitoring well at 402 Downey Avenue

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of December, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Irizarry, Lang, McGrath, Muratore, Patterson, Sutton, Mayor Whiteside |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1310

**A RESOLUTION SETTING TIME AND PLACE FOR HEARING** TO AMEND ZONING CODE TEXT PERTAINING TO DUPLEXES, TRIPLEXES AND FOURPLEXES IN REGARD TO PROVIDING PRIVACY ADJACENT TO R-1 AND CONSOLIDATING DRIVEWAYS TO COLLECTOR AND MAJOR STREETS

**BE IT HEREBY RESOLVED by the Council of the City of Modesto that** January 26, 1988 **, at** 7:30 **P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of** amendment to Zoning Code text pertaining to cuplexes, triplexes and fourplexes in regard to providing privacy adjacent to R-1 and consolidating driveways to collector and major streets.

**The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the** 22nd **day of** December **, 19** 87 **, by Councilmember** Lang **, who moved its adoption, which motion being duly seconded by Councilmember** Muratore **, was upon roll call carried and the resolution adopted by the following vote:**

**AYES: Councilmembers:** Irizarry, Lang, McGrath, Muratore, Patterson, Sutton, Mayor Whiteside

**NOES: Councilmembers:** None

**ABSENT: Councilmembers:** None

**ATTEST:** Norrine Coyle
**NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1311

A RESOLUTION APPROVING THE FINAL MAP OF THE QUAIL MEADOWS SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, Raymond N. and Jeannie E. Franco, dba: Heartland Properties, as community property are possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 6.8794 acres, known as the Quail Meadows Subdivision, and

WHEREAS, a tentative map of said tract was approved by the Planning Commission of the City of Modesto on the 1st day of June, 1987, and

WHEREAS, the Secretary of the Planning Commission of the City of Modesto has certified that the final map of said tract substantially conforms to the approved tentative map, and

WHEREAS, the City Engineer of the City of Modesto has certified that the final map of said Quail Meadows Subdivision meets all of the provisions of the California Subdivision Map Act and the provisions of the Modesto Municipal Code relating to subdivisions, and that the map is technically correct,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said final map be approved; that the streets, alleys and easements as shown thereon within the boundaries of said tract be accepted on behalf of the public for public use; and that the City Clerk be authorized to certify the map of said tract on behalf of the City of Modesto after the fees and deposits required by the Modesto Municipal Code in amounts determined by the City Engineer have been paid, and subdividers have furnished securities, as set forth in Section 4-4.605 of the Modesto Municipal Code, which shall secure the obligations set forth in Section 66499.3 of the Government Code of the State

of California. Said securities shall be in forms acceptable to the City Attorney and in the amounts required by the Agreement hereinafter referred to.

BE IT FURTHER RESOLVED that the City Manager and the City Clerk be authorized to execute and attest, respectively, an agreement with subdividers as required by Section 4-4.604(c) of the Modesto Municipal Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of December, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember McGrath, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Irizarry, Lang, McGrath, Muratore, Patterson, Sutton, Mayor Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, City Attorney



2807CA

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1312

A RESOLUTION ACCEPTING WITH REGRET THE RESIGNATION OF STAN NELSON FROM THE ECONOMIC LOAN POOL SUBCOMMITTEE, EFFECTIVE DECEMBER 22, 1987

WHEREAS, Stan W. Nelson was appointed a member of the Economic Loan Pool Subcommittee on September 22, 1987; and

WHEREAS, Stan Nelson has tendered his resignation from the Economic Loan Pool Subcommittee, effective December 22, 1987; and

NOW, THEREFORE, BE IT RESOLVED that the resignation of Stan Nelson from the Economic Loan Pool Subcommittee be, and hereby is accepted with regret.

BE IT FURTHER RESOLVED that the Council of the City of Modesto, on its own behalf, and on behalf of the citizens of this City, hereby expresses its sincere appreciation to Stan Nelson for his service to the community.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of December, 1987, by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember Muratore , was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Irizarry, Lang, McGrath, Muratore, Patterson, Sutton, Mayor Whiteside |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1313

A RESOLUTION APPOINTING MEMBER OF THE ECONOMIC DEVELOPMENT LOAN POOL SUBCOMMITTEE SEAT 3 (DAN FREEMAN)

BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. The following person is hereby appointed to the Economic Development Loan Pool Subcommittee for the respective term as indicated:

Dan Freeman
Term to expire September 30, 1991

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed member of the Economic Development Loan Pool Subcommittee 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 December, 1987, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Irizarry, Lang, McGrath, Muratore, Patterson, Sutton, Mayor Whiteside |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, CITY CLERK

Committees
Youth Commission

MODESTO CITY COUNCIL
RESOLUTION NO. 87-1314

A RESOLUTION APPOINTING MEMBER OF THE GOLF ADVISORY COMMITTEE (BETTY EDLUND)

BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. The following person is hereby appointed to the Golf Advisory Committee :

Betty Edlund
2107 Patterson Road #21
Modesto, Ca. 95355

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed member of the Golf Advisory Committee and the Secretary thereof.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of December , 1987 , by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember Muratore , was upon roll call carried and the resolution adopted by the following vote:

| | | |
|---|---|---|
| AYES: | Councilmembers: | Irizarry, Lang, McGrath, Muratore, Patterson, Sutton, Mayor Whiteside |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Norrine Coyle
NORRINE COYLE, CITY CLERK

Committees
Youth Commission